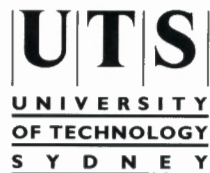


1993 HANDBOOK



FACULTY OF LAW AND LEGAL PRACTICE





**Faculty of Law
and Legal Practice**

HANDBOOK

1993



Enquiries

Correspondence should be addressed to

The Faculty of Law and Legal Practice
University of Technology, Sydney
P O Box 123
Broadway NSW 2007
Telephone: 330-1990

The faculty office is located at

City Campus
Haymarket
Quay Street
Ultimo NSW 2007
Telephone: 330-3444
Fax: 330-3421

The School of Law is located at

City Campus
Haymarket
Quay Street
Ultimo NSW 2007
Telephone: 330-3444
Fax: 330-3421

and

Kuring-gai Campus
Eton Road
Lindfield NSW 2070
Telephone: 330-5459
Fax: 330-5175

The School of Legal Practice – The College of Law is located at

2 Chandos Street
St Leonards NSW 2065
Telephone: 965-7000
Fax: 436-1265

MESSAGE FROM THE DEAN

In welcoming new and re-enrolling students, I should briefly describe our Faculty. The faculty of Law and Legal Practice consists of two Schools, the School of Law in the City and at Kuring-gai, and the School of Legal Practice, the College of Law at St Leonards.

The School of Law had its beginnings in 1975 when the then New South Wales Institute of Technology was invited by the New South Wales government to offer an undergraduate course in law. That course has stood the test of time, and may be distinguished in a number of aspects from other law degrees. These include the skills program, a particularly strong professional core and features which indicate the faculty's willingness to accommodate itself to the needs of mature students, particularly those in employment. The School has since developed joint degree programs with the Faculty of Business and Faculty of Science and also offers graduate programs, including the LLM (by coursework), a Graduate Diploma in Industrial Property, and a new doctoral program, the first in Australia, the SJD.

Through its International and Commercial Law Centre, the School publishes both *Lawasia* and the *Australian International Law News*.

In 1990, as a result of the merger of the University of Technology, Sydney with the Kuring-gai College of Advanced Education, the Departments of Business Law in the City and of Legal Studies at Kuring-gai were incorporated with the School. This meant that the new School would also undertake supply program in other faculties, particularly the Faculty of Business. In addition, a new relationship resulted with the College of Law, which had been founded in 1972, and was subsequently affiliated with Kuring-gai. The College has over the years achieved an international reputation as the provider of practical legal training. It became, in 1990, the School of Legal Practice within the new Faculty of Law and Legal Practice.

I have particular pleasure in welcoming new and re-enrolling students to the School and the faculty. On behalf of the staff, academic and administrative, I assure you that it is our wish to see your stay with us is as pleasant as possible, and that you successfully complete your academic program.

David Flint

UNIVERSITY MISSION STATEMENT

UTS provides higher education aimed at enhancing professional practice, advancing the technologies and generally contributing to the creation, application and extension of knowledge for the benefit of society. The University is concerned to improve educational provision for students from a diversity of backgrounds by valuing exemplary teaching and developing flexible study patterns. It is committed to close interaction with the professions, business, government, science and the human services in promoting scholarship, research, continuing education, consultancy and technology transfer.

Objectives

1. To ensure high standards in teaching and professional experience in all academic programs.
2. To achieve an increased level of research funding and postgraduate research students, and increased research experience of staff.
3. To develop library resources of the highest standard and appropriate to faculty and student needs.
4. To improve links with industry, the professions, and the community through the provision of consultancy and continuing education programs.
5. To develop international linkages in the application of knowledge and learning.
6. To gain and retain an equitable level of funding.
7. To increase the level of entrepreneurial activity.
8. To improve the physical, social and educational environment of students and staff.
9. To provide an efficient, effective and responsible internal management.

FACULTY MISSION STATEMENT

The Faculty of Law and Legal Practice provides higher education with a professional perspective in the discipline of law at the undergraduate, graduate and postgraduate levels.

The faculty is concerned to further the intellectual development and professional skills of students by initiating and encouraging critical analysis of legal institutions, legal theories and reasoning, principles and practices; their utilisation and their impact upon the rights and obligations of individuals, government, business, professional practice and the interests of a wider society. It is committed to the furtherance of scholarship and research into legal issues and practice and participation in discussion and debate concerned with legal theory, legal procedures and the rule of law, the effectiveness of the legal system in societies and with the dissemination and publication of its contribution in these areas.

The faculty is concerned to initiate and respond to critical developments and challenges; in particular those posed by new technologies and their interpretation and application in legal contexts, to familiarise academic staff, members of the profession and students with the changing technological environment and equip them to utilise new methods and tools for information gathering, storage, retrieval and analysis.

The faculty provides specialist law teaching in diverse law programs in order to build upon skills, knowledge and expertise in the discipline of law and in other professional disciplines which need to understand the legal implications and environment of their professional practice.

The emphasis is upon practical legal education and the enhancement of professional practice. It provides formal training and professional qualifications on behalf of the relevant admitting authority to applicants seeking admission to practice as solicitors.

PREFACE

This faculty handbook is intended as a reference for students currently enrolled at the University of Technology, Sydney. In addition to basic general information about the university, it contains detailed information about courses offered by the faculty. The information is correct as at October 1992. Please note that the titles of courses offered by the university have recently been revised. A full list of the university's courses, showing the name, the abbreviation and the title as indicated on the testamur, is provided in the 1993 Calendar.

More detailed information of a general nature is contained in the UAC Information Guide and in the Undergraduate and Postgraduate Studies Guides, available from the UTS Student Information Service. The faculty provides additional information about its courses, methods of assessment, book lists and other information which was not available at time of publication. Students should also make sure to read the student rules and the By-law relating to students, which contain essential information about matters such as minimum rate of progress, variation to approved programs of study, leave of absence, examinations and so on. The rules and By-law are included in the University Calendar, a companion volume to this handbook. Copies are held in the library and in the faculty offices, and are available for sale in the Co-op Bookshop.

It is university policy to provide equal opportunity for all, regardless of sex, race, marital status, physical ability, sexual preference, age, political conviction or religious belief. The university has also adopted an ethnic affairs policy to ensure that all aspects of university life are sensitive to the multicultural nature of Australian society and to cultural diversity within the university.

Freedom of information (FOI) legislation gives people the legal right to obtain access to information held by State Government agencies (universities are regarded as government agencies for this purpose), to request amendments to personal records which are inaccurate, and to appeal against any decision not to grant access or amend personal records. The university will make every attempt to meet all reasonable FOI requests.

The names and telephone numbers of people to contact for further information are given throughout this handbook. If in doubt – ask!

We wish you well in your program of study this year.

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GENERAL INFORMATION

ACADEMIC OFFICE

The Academic Office is responsible for administering the rules which relate specifically to the student body at UTS. The branches within the Academic Office are:

- UTS Student Information Service
- Course promotions
- Undergraduate admissions (includes external award and extension study)
- Postgraduate studies and scholarships
- Enrolments and Undergraduate studies (includes examinations, graduation, HECS and student records)
- Student systems
- Facilities Hire
- Kuring-gai Student Administration Centre

The rules may be found in the University Calendar and cover all areas of undergraduate, postgraduate and non-award (external and extension) study. Details include admission, registration and enrolment, fees and charges, identification, conduct, attendance and study requirements, postgraduate supervision, examinations, progression, appeals, exclusion, leave of absence, internal course transfer, readmission, graduation and awards.

INFORMATION

The UTS Student Information Service provides information and assistance regarding all administrative matters. It is the principal point of contact between students, the public and the central administration. The UTS Student Information Service is located in the foyer area of the Tower Building at 15-73 Broadway and in the foyer area at the Kuring-gai campus in Eton Road, Lindfield. The postal address for enquiries is: UTS Student Information Service, University of Technology, Sydney, PO Box 123, Broadway 2007. Telephone enquiries should be directed to (02) 330 1222 or (02) 330 5555.

Further details regarding academic and administrative matters may be obtained from the branches listed above or from the following:

UTS Undergraduate Studies Guide
UAC Information Guide
UTS Postgraduate Studies booklet
UTS Postgraduate Scholarships Guide
UTS Calendar and Faculty handbooks.

APPLICATION

Applications for most undergraduate and postgraduate courses may be obtained from the UTS Student

Information Service during the main application period, August, September, and October, for admission in the following year. Closing dates and application requirements vary for UTS courses, and applicants are encouraged to make early enquiries.

In general, most undergraduate applications through the Universities Admissions Centre (UAC) close on the last working day of September. Applications for some UAC courses are accepted during October, but require payment of a late fee. Certain undergraduate courses accept applications direct to the university. Applications for these courses and most postgraduate courses close on the last working day of October.

A smaller mid-year application period occurs for some courses during April and May, with applications closing on the last working day of May.

International fee paying applicants must apply through the International Programs Office. Specific information can be found in the following pages.

Formerly enrolled UTS students seeking readmission should lodge a new application during the application period. Currently enrolled UTS students who wish to transfer to another UTS course must complete an internal transfer application, available from the UTS Student Information Service.

Full details on application requirements and closing dates for all undergraduate and postgraduate courses are available from the UTS Student Information Service.

ADMISSION

To be eligible for admission to a course at UTS, all applicants must:

- satisfy the rules relating to undergraduate and postgraduate admission (see the Calendar), and
- be selected in competition with other eligible applicants for that course.

Applicants must have an adequate background in English. A minimum level such as 2-unit General English in the HSC is recommended. If the majority of an applicant's education was undertaken in a language other than English, completion of an English Test may be required.

UTS accepts the results of two tests: the Combined Universities Language Test (CULT), conducted by the Institute of Languages at the University of New South Wales, in which a minimum pass of 65% is required; and the International English Language Testing System (IELTS), conducted through the UTS International Programs Office. A minimum score of 6.5 overall, with at least 6.0 in writing, is required.

No application for admission will be considered until proficiency in English, where requested, has been demonstrated.

Admission is based on the quota of places available in each course, and the number and quality of eligible applicants applying for each course. Selection is determined through the order of merit of each applicant in competition with other eligible applicants.

Special admission schemes are available for Aboriginal and Torres Strait Islander applicants (SCATS) and those applicants with high academic potential whose education has been disadvantaged by circumstances beyond their control (inpUTS). Information concerning these schemes is given below.

Further details regarding all aspects of admission may be obtained from the UTS Student Information Service.

BACHELOR OF LAWS COURSE APPLICATION PROCEDURE

The intake of students for the LLB Program is conducted by the Universities Admission Centre (UAC). The opening date for applications is early August and the closing date for applications is at the end of September. Late applications are accepted in October with a late fee applicable.

All enquiries should be directed to:-

Universities Admissions Centre
3 Rawson Street
Auburn NSW 2144
Telephone: (02) 330-7200

Applicants who are not sitting for the HSC examination in the current year are required to support their applications with a letter setting out their employment background, future ambitions, and the reasons they are attracted to a part-time course in law, otherwise their application will not be considered. A statement of support from the applicant's employer is desirable, as are any references concerning relevant abilities and interests. Students currently enrolled in the university who wish to transfer to the Faculty of Law must also follow the procedures outlined above. The letters, together with a supporting statement coversheet attached should be lodged at the UTS Student Information Service at Broadway at the same time as the UAC application is lodged.

ENROLMENT

New students receive offers of enrolment by mail. Each successful applicant must enrol as indicated in the information enclosed with the offer or that offer will lapse. Other information enclosed covers dates

for enrolment, student service fees and course fees, the Higher Education Contribution Scheme (HECS), admission with advanced standing or with subject exemption, and information on deferment.

Continuing students are required to re-enrol annually. Information regarding re-enrolment is sent with each continuing student's Spring semester results, usually by late December. Information is also forwarded to students regarding their student service fees and course fees or HECS charges.

The main enrolment period each year is from mid January to late February. A smaller enrolment period in July follows any mid-year offers.

Those who cannot enrol on the specified enrolment dates may be permitted to enrol at a later date subject to payment of a late enrolment fee. These students must contact the UTS Enrolments Office to explain their situation and gain permission for a late enrolment.

The location of enrolment may vary, but the main sites are at the City (Broadway) campus and the Kuring-gai campus. For the Faculty of Law and Legal Practice enrolment generally takes place in the Great Hall, Broadway, at the beginning of the Autumn semester each year.

At the beginning of the Spring semester continuing students are required to confirm their Spring program by attending at the School of Law, Haymarket and registering in their course program (subjects) for Spring semester. Students returning from leave of absence in the Spring semester must attend the Tower Building, Broadway for registration and payment of fees.

Student Enrolment Information Lists

Official enrolment lists are placed on the faculty noticeboards twice each semester. Students are required to check these lists carefully.

If there are any anomalies students must notify the Administrative Officer or Administrative Assistant of the School of Law immediately and complete a Variation of Enrolment form.

It is the responsibility of each student to monitor his or her program by checking these lists throughout the semester.

Student Service Fees

Compulsory annual fees and charges are payable to the University Union and Students' Association. The 1992 fees were \$252 for new students and \$232 for re-enrolling students. In 1992 this amount included a Student Accommodation Levy of \$35, which has increased to \$42 for 1993 and is expected to increase to \$50 for 1994. All fees and charges may vary from year to year.

Higher Education Contribution Scheme (HECS) Charges

HECS was introduced in 1989 by the Commonwealth Government to collect a contribution from certain categories of higher education students towards the cost of their education.

As a part of enrolment, all students who are liable to pay the HECS charge are required to nominate their status as either an "upfront" or "deferred" payer. If nominating "upfront" payment, students are then notified by the university of the amount owing and the date by which payment is required. If a "deferred" payer, students are advised of the amount owing to the Australian Taxation Office. All amounts are determined according to the subject load which HECS eligible students are undertaking for the coming semester. Students who nominate the "upfront" option but do not make payment by the due date will have their enrolment terminated.

Course Fees

Certain categories of students are not required to pay the above HECS charges. These students, unless enrolled under an approved scholarship or HECS exempt program, will be required to pay course fees. Course fee information is available during each application period.

Admission with Advanced Standing or with Subject Exemption

Applicants who receive an offer of enrolment to UTS and have previously completed appropriate subjects of courses at recognised tertiary education institutions or Australian technical colleges may apply for subject exemptions in their offered UTS course.

An exemption application form with instructions is forwarded to all new students with their offer letter. Admission with advanced standing or with subject exemption may be approved by a faculty subject to rules 2.29.1 to 2.29.5.

Deferment

All new undergraduate students will receive a deferment application form with their offer letter. With the exception of three courses (Bachelor of Accounting, Bachelor of Information Technology and Bachelor of Manufacturing Management) offers of admission to all other undergraduate courses can be deferred on request. Deferred enrolment will be approved for up to one year; however, a deferred place will lapse if the student enrolls in an undergraduate or postgraduate degree, diploma or associate diploma course during the period of approved deferment.

All students must re-apply as directed upon completion of their approved deferment period.

Deferment of enrolment in postgraduate courses at UTS is not permitted.

Full details regarding student fees, HECS charges, course fees, admission with advanced standing or with subject exemption, and deferment may be obtained from the UTS Student Information Service.

ACADEMIC ATTENDANCE AND PROGRESSION

Course and Subject Variation

Students wishing to add or delete subjects must apply on the appropriate form as obtained from Faculty or School offices or the UTS Student Information Service. Specific dates apply (see *Principal Dates* below) and students are reminded that HECS or postgraduate course fees still apply after the HECS Census dates of 31 March and 31 August.

Students who wish to vary their approved program by undertaking fewer, additional or new subjects must make application to the Sub-Dean before the HECS Census Date.

Students who enrol in additional subjects or subjects from different stages must take note that it is likely that they will be required to undertake two examinations on the same day. Students in this position are not entitled to an alternative examination schedule. They are expected to prepare for the eventuality during the semester.

Students may withdraw from a subject before the HECS Census Date without financial penalty subject to the approval of the Sub-Dean. Students must complete a Variation of Enrolment form which is available from the General Papers Office.

After the HECS cut off date, withdrawal from a subject is not generally permitted. However, if a student can establish that there are special circumstances which warrant withdrawal from a subject, the Head of School or nominee may exercise discretion to allow withdrawal out of time. The student remains liable for HECS payments. Students should write to the Sub-Dean setting out their reasons for seeking late withdrawal and should include a medical certificate, if relevant. Approval or non-approval of the application is placed in the student's assignment folder for collection from the General Papers Office or students are asked to contact the Administrative Officer, to ascertain if their application has been approved. Notification by letter from Student Records is not immediate.

Any enquiry concerning a refund of the HECS payment must be made separately to the Academic Registrar.

When students are enrolled in only one subject, withdrawal from that subject will result in withdrawal from the course and re-admission to the course must then be sought.

Academic transcripts will indicate a fail against subjects where students have not withdrawn by the due date.

Examinations and Results

Formal examinations are held at the end of each semester. Preliminary timetables for examinations will be displayed on noticeboards near faculty and School offices and in the foyer areas of the Tower Building at Broadway and Kuring-gai campus. Such timetables are on display for two weeks from calendar week 19 for the Autumn semester and calendar week 40 for the Spring semester.

Students who identify concerns with these preliminary timetables must write to the Academic Registrar immediately. Final timetables showing dates, times and location will be displayed in the areas indicated above for two weeks prior to the commencement of the examination period.

Students will be notified by mail of their semester results in mid July and late December each year. Results will also be displayed on noticeboards in the areas indicated above.

Formal enquiries or concerns regarding results must be expressed in writing to the Academic Registrar. Initial enquiries may be made in person at the UTS Student Information Service on the City (Broadway) or Kuring-gai campuses. No information will be given by telephone.

All students are advised to read carefully rules 2.15 to 2.24 to understand the regulations concerning examinations.

Examination front pages are displayed in the glass-fronted cupboard near the General Papers office three weeks prior to the commencement of the examinations.

At the end of each semester the results obtained by students in that semester are reviewed by the faculty at a meeting of the Examination Review Committee.

This committee normally meets on the Friday of the third week after the first day of the final formal examinations.

Students who wish to the committee to consider problems encountered either during the semester or during the examinations should submit an application in writing to the committee. The letter should be

received at least two days before the committee is due to meet and should, if appropriate, be accompanied by a medical certificate.

Assessment Review and Appeals

Where students are not satisfied with their assessment, they may lodge an appeal of assessment at the UTS Student Information Service. In cases of appeal, a Student Assessment Appeals Committee of the relevant Faculty Board considers the appeal following the criteria and procedures approved by Academic Board.

Full details of appeals against assessment may be found under rule 2.26.

Progression, Probation and Exclusion

Students who wish to vary their program must seek approval by the Sub-Dean for the proposed program.

Students should complete a Progression Variation form and submit it to the General Papers Office at least one week before enrolment. **No approval will be given while enrolment is in progress.** A copy of the approved application obtained from the General Papers Office before enrolment must be produced at enrolment.

Students are now permitted to accelerate through the core provided:

- a) the subject's prerequisites and corequisites are met and
- b) there are no timetable clashes
- c) students have demonstrated the academic ability to cope with an additional core subject.

In cases where a student has failed a subject, permission may be granted for a subject from the next stage to be undertaken together with the failed subject. ***Students should note, however, that such variation of their program may require them to sit for two examinations on the same day in the formal examination period at the end of each semester.***

Any student who wishes to vary normal progression so as to accelerate may be permitted to do so if the student can satisfy the Sub-Dean that by reason of the stage reached in the course, available time, academic record and other significant reasons such acceleration should be allowed. No student will be permitted to undertake a program of study exceeding 18 hours each week.

Students who submit progression variation forms after enrolment must (if approved), lodge a variation of enrolment form to correct their enrolment.

Full details regarding student progression, probation and exclusion are provided in rules 3.1.13 to 3.1.19.

Readmission after Exclusion – Undergraduate

A student can re-apply to the course from which he or she was excluded following the specified period of exclusion. Readmission is not automatic and the student must compete with other eligible applicants for that course during the given admission period. Where readmission to the previous course is achieved, the student will be reinstated in the progression category which applied prior to exclusion.

Where a former student's first application for readmission to the course from which he/she was excluded is refused, an appeal may be lodged with the Academic Registrar. Full details are forwarded to such students following lodgement of their application for readmission. Each submitted appeal against refused readmission is forwarded to the relevant Dean for reconsideration. Where such a reconsideration is recommended for dismissal by the Dean, the appeal is forwarded to the Appeals Committee of Academic Board for final decision.

Where the Dean or the Appeals Committee upholds the appeal, the student will be reinstated in the progression category which applied prior to exclusion.

Further details may be obtained from the Undergraduate Admissions Branch.

Discontinuation of Registration – Postgraduate

Students at the Graduate Diploma, Masters or Doctoral level may have their registration discontinued if they fail to complete all prescribed work within a given period of time or if the specific Faculty Board is dissatisfied with the student's progress.

Full details regarding this and the subsequent appeal regulations may be found under rules 3.2, 3.3, 3.4 and 3.5.

Readmission after Discontinuation of Registration – Postgraduate

A student can re-apply to the course from which her or his registration was discontinued following the specified period of exclusion. Readmission is not automatic and the student must compete with other eligible applicants for that course during the given admission period. Where readmission is successful a maximum number of semesters for completion shall be nominated by the university.

Rules for postgraduate students regarding appeal against refused readmission after a period of discontinued registration vary. Full details may be found rules 3.2, 3.3, 3.4 and 3.5.

Further details may be obtained from the Postgraduate Studies Branch.

AWARDS AND GRADUATION

All students who believe they will qualify for an award of the university at the end of their current semester must complete an *Application for Award* form, available from the UTS Student Information Service. A specific lodgement date applies and students are encouraged to make early enquiries at the UTS Student Information Service.

Graduation ceremonies are conducted during a specific period in April - May and September - October each year. Information regarding graduation will be forwarded to eligible students following receipt of the above application form.

Academic dress can be hired from the university. The faculty colour for the Faculty of Law and Legal Practice is Amethyst, PMS 2735.

ACADEMIC MISCONDUCT

The University has strict rules relating to the conduct of students. Examples of academic misconduct are cheating in examinations, and the use of plagiarism, which is an attempt to present another person's work as your own by not acknowledging the source.

"Work" includes written materials such as books, journals and magazine articles or other papers, and also includes films and computer programs. The two most common types of plagiarism are from published materials and other students' work.

Published materials

In general, whenever you use anything from someone else's work, whether it is an idea, an opinion or the results of a study or review, you should use a standard system of referencing. Examples of plagiarism may include a sentence or two, or a table or a diagram that have been taken from a book or article without acknowledgment. There have been cases when an entire paper consisted of material copied from a book, with only a few sentences added by the student. Both these examples are plagiarism. The first, however, may be treated as a simple failure to cite the references, while the second is more likely to be seen in the same way as cheating in an examination.

Most assignments are likely to require the use of the works of other people. To avoid plagiarism, you should keep a detailed record of where various ideas and findings came from, and to make sure that these sources are always clearly indicated in your work. At the tertiary level of education, assignments should not consist simply of bits and pieces copied from books and articles.

Other students' work

It is not unusual for students to pass round relevant articles and to discuss their ideas before writing an assignment. However, unless the assignment is clearly to be done on a group basis, students should write their own paper. Examples of this type of plagiarism include the inclusion of identical or very similar sentences, paragraphs or sections. When two students submit the same or similar papers, both are likely to be penalised.

Penalties

Alleged cheating or plagiarism during formal examinations is investigated by an examinations conduct committee, which may recommend to the Vice-Chancellor an appropriate penalty from the range of penalties which apply to breaches of discipline under the university By-law. Any instance of plagiarism associated with informal examinations or any other form of assessment is also treated as a breach of discipline, and is subject to the same range of penalties. The relevant provision is in Chapter 8, Division 2 of the By-law; and the relevant rules are 2.17, 2.23 and 2.24 of the student rules. The By-law and rules are set out in full in the University Calendar.

Faculty of Law and Legal Practice policy on written assignments

All written work submitted for assessment should comply with the following requirements unless otherwise stated by the lecturer responsible for the subject.

Formal Requirements

Essays and other written work should be prepared in accordance with the guidelines laid down in the School of Law's *Guide to Essay Writing* which may be obtained from the General Papers Office – cost \$2.00.

All work submitted for assessment must bear an assignment coversheet available from General Papers.

If required by the lecturer concerned, the work must be typed. The work must be properly written with due regard to spelling, punctuation, grammar and syntax. Unless otherwise instructed by the lecturer concerned, all written work should include footnotes or endnotes and a bibliography in the manner set out in the *Guide to Essay Writing*.

Any piece of written work which does not comply with these requirements may be:

- (a) required to be re-written in proper form;
- (b) penalised in marks; or
- (c) rejected without assessment.

Late Work

Any work submitted after the date for submission may be penalised in marks or rejected without assessment.

Plagiarism

Any acts of plagiarism will be penalised. Such penalties may include, depending upon the seriousness and nature of the offence:

- (a) a requirement that the assignment be re-written *de novo*;
- (b) a penalty in the reduction of marks awarded to the work, which may include a reduction to zero, or a sharing of the mark awarded to the document amongst its apparent authors;
- (c) a fail result in the subject concerned; and
- (d) a referral of the matter to the Head of School or other appropriate body.

SPECIAL ASSISTANCE ADMISSION SCHEMES

inpUTS

The inpUTS Special Admission Scheme is designed to assist certain applicants to gain entry to UTS undergraduate courses. A reserve quota is established for most undergraduate courses for applicants with high academic potential whose education has been disadvantaged over a long time by circumstances beyond their control.

Applications must be received by 30 September each year in order for a working party of the Equity and Access Committee of Academic Board to assess eligibility for admission. Applications are forwarded to ACT and NSW high schools and TAFE colleges during July and are available from the UTS Student Information Service from August each year.

The scheme is aimed at those persons who have not had the opportunity to attempt tertiary studies. It is open to all applicants who satisfy the university rules as described under 3.1.1 to 3.1.12.

SCATS

Under the direction of Jumbunna Aboriginal Education Centre at UTS a special admission scheme (SCATS), incorporating a supplementary course leading to degree studies, is available for Aboriginal and Torres Strait Islander applicants. All Aborigines and Torres Strait Islanders who are considering tertiary education are encouraged to apply. Jumbunna assesses all applications to determine if supplementary studies are required.

SKATE (Street Kids Access Tertiary Education)

The target group for the SKATE program is disadvantaged young people with a high potential for a

life of abuse, violence, crime and self-destruction, who wish to change their lifestyle and regain access to education. Entry criteria: those who are aged between 16 and 25 years; have little or no family support; have not completed secondary school; and have had experience of or been involved in homelessness, unemployment, drug/alcohol abuse, property offences or violence.

The program follows Board of Secondary Education NSW content and is backed by an extensive bio-social support system.

Tertiary entry status is not automatic and students apply as category B students. No formal arrangements for acceptance of graduates exists with other institutions; however, personal initiatives with support of the SKATE program director have achieved successful entries. For further information contact the Director on 330 5337.

INSEARCH LANGUAGE CENTRE

Insearch Language Centre, University of Technology, Sydney is an ELICOS (English Language Intensive Course for Overseas Students) and Asian Languages Centre operating in its premises on levels 2 and 3, Prince Centre, 8 Quay Street, Ultimo. ILC also has a second campus at 187-189 Thomas Street (opposite the Prince Centre), ILC was established in October 1987 and since that time there has been a phenomenal growth in student numbers and courses on offer in both the ELICOS and Asian Languages Departments. In the ELICOS department ILC offers courses in General English, English for Academic Purposes (EAP), English for International Business (EIB), English for Matriculation and Foundation Studies (EFS), English for Test Preparation - IELTS, Tertiary Orientation Program (TOP), Evening English and Holiday English.

The ELICOS Department also offers teacher training courses leading to the Cambridge University/Royal Society of Arts Certificate or Diploma in Teaching English as a Foreign Language to Adults.

The Asian Languages department offers individual and group tuition as well as corporate development programs in Japanese, Korean, Thai, Indonesian, Mandarin, Cantonese and Vietnamese.

Courses are offered in the above languages for beginners through to advanced level students.

In the Japanese language area the ILC also offers HSC coaching, Japanese for teachers, advanced conversation and reading – which helps to prepare students for the *Japanese Proficiency Test* and teacher training.

The European Languages Department offers individual and group tuition in French, Italian and Spanish.

For more information contact: Insearch Language Centre, level 3, Prince Centre, 8 Quay Street, Sydney NSW 2000 Australia, telephone (02) 281 4544, fax (02) 281 4675.

EXCHANGE PROGRAMS

The university, through individual faculties, has an extensive exchange program arrangement which include the following institutions:

Wirtschaftsuniversitat, Vienna, Austria
University of Waterloo, Canada
Aarhus School of Business, Denmark
Insa de Lyon, France
Fachhochschule, Wiesbaden, Germany
Technical University of Budapest, Hungary
Tilburg University, The Netherlands
Dr Soetomo Press Institute, Indonesia
Yonsei University, Seoul, Korea
South China Institute of Technology, Guangzhou, People's Republic of China
Tilburg University, The Netherlands
Oregon State University, USA

In the United Kingdom: University of Brighton, De Montfort University, University of Humber, University of Portsmouth and Saint Martin's School of Art

In Thailand: Pranakorn Teachers' College, Chiang Mai University, Mahidol University, and King Mongkut's Institute of Technology, Thonburi

Interested persons should make initial enquiries through the International Programs Office or faculty offices.

INTERNATIONAL STUDENTS PROGRAM

Fee-paying international students are encouraged to apply for admission to selected undergraduate and postgraduate courses on a fee-paying basis.

Application for Admission

Application will be assessed on the basis of academic results in high school, post-secondary studies or university.

International students who are studying for an Australian Year 12 examination (either in Australia or overseas) should apply to UTS through the Universities Admissions Centre.

International students who are studying for a Bachelor degree at an Australian university and wish to transfer to UTS should also apply through the Universities Admissions Centre.

All other international students (undergraduate and postgraduate) should apply direct to the International Programs Office.

Note: Australian citizens or those who have permanent residency status should contact the University's Student Information Service.

Documentation

The following comments must be included with an application:

- an original (or properly certified* copy) of the applicant's **official** transcript or results sheet
- an original (or properly certified* copy) of the applicant's **official** school leaving diploma or certificate
- a certified* official translation of any document not in English
- a certified* copy of any scholarship.

*Note: a properly certified copy means a copy certified by either the issuing institution or a statutory body (e.g. Public Notary). Copies certified by a Justice of the Peace or a lawyer are not acceptable.

The applicant should include any relevant letters of support from his or her employers.

English Language

All international students are required to provide evidence of English language proficiency. UTS prefers students to have a satisfactory score on the IELTS test (6.5 overall with a minimum of 6.0 in writing). Details and application forms for the IELTS test are available from the International Programs Office.

Course Fees 1993

Fees for selected courses offered to fee-paying students range from \$A10,000 to \$A16,500 per annum, depending on the course. Fees are normally paid on a six-monthly basis.

Financial Assistance

UTS is unable at this time to offer any scholarships or financial assistance to international students.

The Australian Government offers some scholarships under the John Crawford Scholarship Scheme (JCSS) and the Overseas Postgraduate Scholarship Program (OPRS). Details and application forms for JCSS are available only at Australian Embassies and Australian Education Centres overseas. Details and application forms for OPRS are available from the International Programs Office.

Student Visas

Following offer of a place at UTS and payment of first semester fees, International Programs will provide an acceptance advice form which is required

when applying for a student visa. Visitors to Australia on a visitors' visa are unable to change their visa status whilst in Australia but must leave the country and apply for a student visa from outside Australia.

Additional Information

For further information and application forms for undergraduate or postgraduate courses please contact the International Program office, level 5, Tower Building, Broadway.

Postal address: University of Technology, Sydney, International Programs, PO Box 123, Broadway NSW 2007, Australia, telephone (61 2) 330 1531, fax (61 2) 330 1530.

ASSISTANCE SCHEMES

AUSTUDY

AUSTUDY provides income support to financially disadvantaged students over 16 years of age undertaking approved courses of study in higher education institutions. Maximum benefit rates are age-related and aligned with those for relevant Social Security payments (Job Search and Newstart Allowances). Benefits are paid to 16-17 year old students with higher rates for those 18 years old and over, and those aged over 21 years in special categories. This assistance is provided subject to parental and personal income and assets tests for dependent students or personal and spouse income tests for independent students. AUSTUDY is also subject to academic progress rules.

Following consideration of the review of AUSTUDY commissioned by DEET, fundamental changes are to be made to the program.

A supplementary scheme will be introduced from 1 January 1993, to provide flexibility for tertiary students to tailor assistance to their individual needs.

Under the proposed arrangements, tertiary students eligible for AUSTUDY and ABSTUDY will have the option of "trading-in" part of their grant assistance for a repayable income supplement of twice the amount, up to a maximum of \$4000 per annum. A similar repayable income supplement of up to \$2000 will also be available to tertiary students whose parental income, while excluding them from receiving grants through the parental income test, is less than \$50,000 a year, provided other eligibility criteria are met.

How to apply: the Student Welfare Officer located in the Student Services Unit at Broadway and Kuring-gai campuses will be able to supply all forms and will help with other problems or queries that

may arise when filling in forms. To make an appointment telephone 330 1177 or 330 5342 for any assistance.

ABSTUDY

ABSTUDY assists Aboriginal and Torres Strait Islander students by providing income support and other assistance tailored to their needs. The basic rates of assistance are similar to AUSTUDY, with additional assistance available to part-time students, pensioners and those over 21 years of age. Aboriginal tertiary students will also be eligible for the voluntary "loan" scheme. ABSTUDY payments are not subject to assets tests. The staff in the Aboriginal Education office, Jumbunna, will be happy to help with any queries. Telephone 330 1905 and ask for the Student Services Officer.

Postgraduate Assistance

The Commonwealth Government offers each year a limited number of awards for full-time postgraduate study at Australian higher education institutions.

Australian Postgraduate Course Awards at the University of Technology, Sydney are available to students undertaking a Masters Degree by coursework. A good academic record is essential and preference is given to those with relevant employment experience. Applications close at the end of October 1992.

Australian Postgraduate Research Awards are tenable for full-time postgraduate research leading to the degree of Master or Doctor of Philosophy at UTS. Applications close at the end of October of the year prior to the year of study.

The awards are available to Australian citizens and those who have been granted permanent resident status and lived in Australia continuously for the last 12 months. Applicants should have completed a four-year undergraduate degree with at least Second Class Honours, Division One, or equivalent.

Application forms may be obtained from the UTS Student Information Service or the Postgraduate Studies and Scholarships Office, level 5, Tower Building.

University Research Scholarships

These Scholarships, including the R L Werner Postgraduate Scholarship and University of Technology, Sydney Doctoral Scholarship, are normally available to an applicant of the highest academic calibre for full-time research at UTS.

Applications must be made on the prescribed form and close with the Academic Registrar at the end of October of the year prior to which applicants intend to commence candidature.

Further information and conditions of award may be obtained from the Postgraduate Studies and Scholarships Office, level 5, Tower Building.

Commonwealth Scholarship and Fellowship Plan Awards

The awards are intended for postgraduate study or research and are tenable in the United Kingdom, Canada, Hong Kong, India, Jamaica, Malaysia, Malta, Nigeria, Sri Lanka, Trinidad and Tobago.

Applications from UTS graduates must be made on the prescribed form, and close with the Academic Registrar in early October of the year to which applicants intend to study overseas.

Further information may be obtained from the Postgraduate Studies and Scholarships Office, level 5, Tower Building.

STUDENT OMBUDSMAN

Enrolled or registered students with a complaint against decisions of university staff may seek assistance from the Student Ombudsman. The position of the Student Ombudsman was created by the University Council of the old UTS in 1989 for a trial period of one year, and the scheme has now been extended to all campuses.

The university policy on the role of the Student Ombudsman is published in the Calendar.

The Student Ombudsman's office is located in room 402, Building 2 on the City campus at Broadway, telephone 330 2575/76.

All matters are treated with the strictest confidence.

LEARNING CENTRES

Jumbunna Aboriginal Education Centre

Located on the City campus at Broadway, Jumbunna Aboriginal Education Centre was established in 1987 with only two indigenous students. Today it has more than 250 Aboriginal and Torres Strait Islander students and a staff of 10.

The Centre was conceived to afford indigenous Australians the opportunity to gain access to tertiary studies through the provision of academic and cultural support programs. The name *Jumbunna* comes from the Aboriginal word meaning a *meeting place*.

Jumbunna Centre is predominantly staffed by black Australians and offers a range of award courses, many unique to UTS. Owing to its programs, its support system and its caring environment, Jumbunna Centre has fast gained a reputation among the indigenous community as being a most desirable

place to study. Jumbunna's courses include: adult education, tourism and leisure, business studies, social sciences, design, life sciences and nursing, law, media studies, architecture and building.

For further information contact the Jumbunna Centre on 330 1902.

ELSSA Centre

ELSSA, the English Language and Study Skills Assistance Centre, provides free English language and study skills courses for students enrolled at UTS and university staff. These include communication electives for award to degrees, intensive vacation courses and weekly workshop courses. The Centre runs courses on essay writing, report writing, advanced grammar, critical thinking, discussion skills, seminar presentation, effective reading, pronunciation and writing at postgraduate level.

Students may make an appointment for an individual consultation with a lecturer at the Centre to discuss difficulties with academic work. The Centre also has books and tapes for self-study. Brochures with further details of ELSSA programs are available at school offices and at the Centre.

For further information and appointments, telephone 330 2327, fax 330 2321, level 18, Tower Building, Broadway.

Student Learning Centre

The major role of the Student Learning Centre is to assist students to realise their academic potential for tertiary studies. The Centre fosters the development of student learning and encourages student autonomy through access to the Centre's resources. It provides individual and group tuition to students from various faculties of the university in areas of language and study skills such as time management, writing essays, ESL, presenting seminars, taking part in tutorials, examination preparation, and in mathematics, statistics, and problem-solving strategies. Bridging and preparatory programs are held during the year. Qualified and experienced staff members are committed to an ethic of service in helping students succeed at the highest level.

Students may visit the Centre on their own initiative or on a voluntary basis when referred by academic staff. The Centre is located in rooms 2.520-2.522 above the main Library on the Kuring-gai campus. Telephone 330 5160 (Language and Study Skills), and 330 5186 (Mathematics).

SERVICES

THE UNIVERSITY LIBRARY

The University Library houses more than half a million books, journals and audiovisual items and provides services to staff and students through five campus libraries.

Balmain Campus – Design Library

The Design Library is managed as a joint library service with the Sydney College of the Arts, and houses materials relating to visual arts and design. It is located on the corner of Mansfield and Batty Streets, Rozelle.

City Campus – Markets Library at Haymarket

The Markets Library collects materials in a wide range of subject areas including architecture, building, business, computing science, education, engineering, humanities, law, mathematics, physical sciences, social sciences. It is located in the Haymarket area on the corner of Quay Street and Ultimo Road.

The Law Collection is located on level 3. It consists of approximately 90,000 volumes and occupies the whole of level 3 of the library. There is seating for 168 users on this level and 74 of these seats are individual carrels.

Guided tours of the library are conducted at the beginning of each semester. Brochures and pamphlets describing the library's catalogues and other general information are available from the School Liaison Librarian, Ms Billie Velies (tel 330-3341) or the Information Desk on level 2. Hours of opening of the library are posted near the library entrance.

General Bookstack

The major categories of the bookstack are listed below:

- | | |
|--------|----------------------------------------------------------------------------------------|
| 340 | General and Comparative Law |
| 340.05 | Journals, shelved in alphabetical order by title |
| 341 | International Law |
| 342 | Religious Legal Systems |
| 343 | Ancient and Medieval Legal Systems |
| 344 | Common Law Jurisdictions (UK, Canada, USA, New Zealand, Australia) – Primary Materials |
| 345 | Common Law Jurisdictions – General Texts |
| 346 | Common Law Jurisdictions – Public Law |
| 347 | Common Law Jurisdictions – Private Law |
| 349 | Other Jurisdictions |

Study and Research Areas

On one side of the staircase leading into the Law Collection on level 3 is the Law Seminar Room. This Law Seminar Room is used for teaching Legal Research and when it is not being used for classes is

available for group study. It contains basic sets of Australian and English primary and secondary materials. Next to the Law Seminar Room is a reference area housing digests, encyclopaedias and other indexes.

Kuring-gai Campus — George Muir Library

The George Muir Library is located at the Kuring-gai campus in Eton Road, Lindfield. The library's collection is broad: major subject areas include business, education, leisure, information and communication studies and nursing. The library also has a curriculum collection associated with education studies.

St Leonards Campus — College of Law Library

This library provides services for staff and students undertaking courses in practical legal training and is located at 2 Chandos Street, St Leonards.

St Leonards Campus — Gore Hill Library

This library collects materials in the areas of life sciences and nursing. It is located on the corner of the Pacific Highway and Westbourne Street, Gore Hill.

The library's collection is recorded in the UNILINC catalogue which is available as an up-to-date on-line catalogue, and as a compact disc catalogue with enhanced search features. The catalogue can be accessed in each of the libraries as well as in offices and laboratories throughout the university. Access to library information and other bibliographic and numeric databases is extended nationally and internationally through high speed communications networks such as AARNet (the *Australian Academic and Research Network*). Access within Australia is extended through participation in ABN (the *Australian Bibliographic Network*) and the Linked Library System which links the university libraries in New South Wales and the ACT.

The library has a firm commitment to provide the best possible information service and has established a team of Faculty and School Liaison Librarians who, in partnership with academic staff, assist users in achieving their objectives in education and information. The Liaison Librarians for the Faculty of Law and Legal Practice are

Roger Shaw (City)
School of Law - Billie Vlies (City), Janine Cairns (Kuring-gai)
School of Legal Practice - Elizabeth Sietsma (St Leonards - College of Law)

Services provided include loans, reservations, intercampus document delivery, interlibrary loans from Australian and international sources, reciprocal borrowing with other institutions, user education, and on-line, compact disc and print-based information retrieval services.

Service guides can be obtained from the libraries. Opening hours are posted in the libraries.

INSTRUCTIONAL TECHNOLOGY SERVICES

In 1992 a new unit, Instructional Technology Services (ITS), was created. Initially this unit will concentrate on establishing a high standard of classroom audiovisual services across the university's campuses. It is also intended that it will deliver a high quality technical and maintenance service, as well as a production capacity.

Services currently available include provision of a one-stop booking service, enhanced presentation lecture theatres, reticulated video services, a trolley service for audiovisual equipment, videotape duplication services and a mediawatch service for current affairs programs.

At present ITS has offices at the Kuring-gai campus and in the Bon Marche Building, City campus. Administratively, the Service is controlled by the University Librarian.

COMPUTING SERVICES

The Computing and Communications Services Division provides a comprehensive range of facilities and services to meet the major computing requirements of academic and administrative areas of the university.

Equipment

The academic facilities consist of four large Sun SPARCserver computers and an Amdahl 5860 mainframe computer. These systems provide the academic community with a wide range of programming languages and application packages. They run the UNIX operating system, and can be accessed by users from public PC and Macintosh laboratories operated by the Division.

A Prime 9955-II computer, running the PRIMOS operating system, which has provided academic facilities on the Kuring-gai campus, has been replaced by a Sun SPARCserver 630 system on the Broadway campus.

Other central academic computing facilities consist of 12 PC laboratories, four Macintosh laboratories and three terminal rooms. It is also planned to install two Sun workstation laboratories for use in 1993.

A Data General MV20000, a Sun 4/470 and a Sequent S2000/200 systems support administrative data processing, while a Data General MV15000 services office automation and systems development work.

All computer systems are connected to the university's Local Area Network (UTSnet), which covers the City, Kuring-gai, Balmain and St Leonards campuses. Connected to the network are personal

computers and terminals located in the public laboratories and terminal rooms, as well as various School minicomputers.

Location of Facilities

Located on level 9 of Building 1 at Broadway are the Sun, Amdahl, Sequent and Data General systems, as well as Computing and Communications Services Division staff offices.

Public laboratories and terminal rooms are located on the following campuses:

City Campus

Building 1

Room 1017 - 15 x Macintosh SE

Room 1313A - 20 x PC XT

Building 2

Room 421 - 25 x PC XT

Building 4

Room 104 - 20 x PC 486SX

Room 438 - 20 x Terminal

Room 440 - 20 x Terminal

Room 444 - 20 x PC XT

Building 5

Room A209 - 15 x PC XT

Room A210 - 20 x PC XT

Bon Marche

Room 439 - 20 x Macintosh LCII

Balmain Campus

Balmain North Basement - 20 x Macintosh LC

Block A

St Leonards Campus

Dunbar Building

Room 507 - 20 x Macintosh LC

Room 511 - 16 x PC XT

Kuring-gai Campus

Stage 2

Room 461 - 20 x Terminal

Room 524 - 20 x PC 386SX

Stage 3

Room 338 - 20 x PC 386SX

Room 339 - 20 x PC XT

Room 340 - 18 x PC XT

Room 341 - 20 x PC 386SX

General enquiries should be directed to the Response Centre, room 913, level 9, Building 1, City campus (telephone 330 2111).

Services

Services provided by the Computing and Communications Services Division include:

- academic and administrative computer processing
- consulting on programming languages, application packages and system usage
- consulting on use of microcomputer hardware and software

- installation, maintenance and support of data communications equipment, terminals and microcomputers
- connection to the University's Local Area Network
- connection to the University's Voice Communications (Telephone) Network
- design, development and support of administrative data processing systems
- operation of a help desk for user enquiries and problems
- production of newsletters and technical documentation
- operation of a retail Microcomputer Shop

Microcomputer Shop

The Computing and Communications Services Division operates a Microcomputer Shop. This shop is a self-supporting, non-profit retail outlet that aims to provide the university and its staff and students with microcomputers and microcomputer software at the lowest possible prices. Purchases from the shop are restricted to university schools/units and to registered students and staff.

The shop stocks hardware and software from the following vendors:

Apple	Microsoft
Ashton-Tate	Mitsui
Borland	Netcomm
Clarix	Novell
Data Flow	SourceWare
Hyundai	Star
InfoMagic	Tech Pacific
IBM	Techflow
Iplex	WordPerfect
Lotus	

Other services include Macintosh rentals.

The shop is located on level 27, room 2713 of Building 1 at Broadway, telephone 330 2474.

Trading hours for the shop are 9am to 5pm Monday to Friday.

UTS UNION

UTS Union is the community centre for the university. It provides food and drink services, lounges and recreational areas, comprehensive social and cultural programs, sports facilities and programs, stationery shops, newsagency and car park. The union also provides student accommodation, runs the University Careers and Appointments Service, provides a legal service with a full-time solicitor, and operates a large ski lodge at Jindabyne.

MANAGEMENT

The union is controlled by a Board of 15 persons consisting of eight students, three staff representatives, three Council appointees and one Alumni nominee. Annual elections are usually held in September and all students and staff are eligible to stand for a position on the Board. The union employs a staff of about 150, headed by the Secretary/Manager.

MEMBERSHIP

All registered students and university staff are members of the union.

FEES

All students pay an annual fee to the union and new students pay a joining fee as well. Staff fees are paid by the university.

Fee Exemptions

Students who have paid seven annual fees to the union are entitled to exemption from further fees. For further information, please contact the Union Office (not the university).

ENQUIRIES

For general information, contact the Union Receptionist in the Broadway Union Centre or Union Centre at Kuring-gai campus. For information about membership, fees or management, contact the Union Office on level 6 of the Tower building. For all sporting enquiries, contact the Sports Office in the Union Sports Centre at Broadway.

Telephone Numbers

The telephone number for the Union Receptionist, Union Office and all other branches of the union at Broadway is 330 1444. The union's telephone number at Haymarket is 330 1444. The union's telephone number at Haymarket is 330 3369, Gore Hill is 330 4048, at the Faculty of Nursing 330 4375 and at Kuring-gai 330 5011.

CATERING SERVICES

The union operates food services on all campuses except Balmain, where the service is provided by the Sydney College of the Arts Students' Association.

Licensed bars are provided at Broadway, Haymarket and Kuring-gai.

Functions Catering Service

The Functions Catering Service can cater for lunches, buffets, dances dinners, weddings, etc. Most of these are held in the Gallery Function Centre on level 6 of the Tower building or at Kuring-gai. Ask about the special discount rates which apply for student and other union groups.

UNION SHOPS

There are union shops at Broadway, Haymarket, Balmain and Gore Hill with a wide range of items to meet course requirements, including calculators, stationery and technical drawing equipment. The Union Shop at Broadway also carries a range of university sweaters, pennants and memorabilia.

ACTIVITIES

The Union Activities Department arranges the social and cultural programs at UTS. These include dances, concerts, films, barbecues, creative leisure courses, art exhibitions, plays and lunchtime speakers. Faculty clubs and societies and hobby and social clubs (the Activities Clubs) receive financial and other support from the Activities Department. The Activities Officers are located in the Bornholt Room in the Broadway Union Centre. The Activities Officer at Kuring-gai is located in the Union Centre, telephone 330 5013.

PUBLICATIONS

The union produces a monthly magazine *Plexus*, the weekly *Union News* and a diary which is given to all students and staff at the beginning of the year and many other publications.

SPORT

Facilities

The Union Sports Centre at Broadway contains five squash courts (with special discount rates for union members) gymnasium, weights room, men's and women's saunas, change rooms with lockers and showers, sports office, sports clinic and sports shop. There is also an open air basketball/volleyball court on the roof of the squash courts. The Sports Centre is located on the lower ground floor of Building 4, extending into the quadrangle.

The union runs squash courts at Kuring-gai and can also arrange the hire of tennis courts. The Sports Department at Kuring-gai can be contacted on 330 5012.

Fitness Classes and Programs

The union runs daily fitness classes at Broadway and Kuring-gai. Contact the Sports Office for further information.

Intervarsity and Interfaculty

The union sponsors teams to state and national intervarsity meetings. As well, numerous interfaculty competitions are organised within the university throughout the year.

Clubs

There are many sporting clubs affiliated with the union. They receive financial support from the union and new members are most welcome.

Kookaburra Lodge

Kookaburra Lodge, which is owned and operated by the union, is located in Jindabyne at the foot of the Snowy Mountains. The Lodge, which overlooks the lake, is fully renovated and offers 30 rooms (some with en suites), heated pool, comfortable dining room and large recreation room. The union offers numerous weekend and mid-week trips during the ski season, with prices for members well below commercial rates.

In the off season, bed and breakfast is available from as little as \$20 per night, so Kookaburra Lodge is also an excellent base for those interested in bush-walking and non-winter activities in the Snowy Mountains.

All bookings are made through the Broadway Sports Office, phone 330 2444.

UTS Haberfield Rowing Club

Formed after a merger between Haberfield Rowing Club and the union, the UTS Haberfield Rowing Club caters for beginners through to elite rowers.

The club is located in Dobroyd Parade, Haberfield, less than 15 minutes by car from the City campus.

For further information, phone the club on 797 9523.

STUDENT ACCOMMODATION

The union has its own student residence, the *Imperial*, at 54-58 City Road, Chippendale. Just 10 minutes walk from the City Campus, Broadway, the *Imperial* offers high quality, low cost accommodation in single and double rooms. Preference is given to first and second year students from outside the metropolitan area. For further information, contact the Union Housing Office at Broadway, on 330 1509.

CAREERS AND APPOINTMENTS SERVICE

The UTS Careers and Appointments Service is a division of the union and provides the following services:

- A directory of employers seeking full-time, part-time and casual staff.
- Advice on employment skills such as interview techniques, personal presentation and resume writing.
- A register of students seeking employment, linked to a mailing and telephone contact service.
- A career counselling service aimed at assisting students and graduates in clarifying and focusing their career objectives.
- Ongoing campus interview programs which introduce final year students to a range of leading employers.

The Careers and Appointments Service is located on level 5 of the Tower Building at Broadway, telephone 330 1500, and at Kuring-gai in the Union Centre, telephone 330 5016. To take full advantage of the services offered, all students are urged to register with the Careers and Appointments Service at the earliest opportunity.

LEGAL SERVICE

The union employs a full-time solicitor who provides a range of legal services, in most cases free of charge, to members.

Free advice and assistance in any matter is available, especially those involving criminal charges, motor vehicle claims, family law, tenancy disputes, consumer and debt claims and welfare matters.

Representation in Local Courts is normally available free of charge to full-time students and students on low incomes.

Members can discuss any problems at the Solicitor's Office on level 5 of the Tower Building, telephone 330 1511, where all enquiries are dealt with in the strictest confidence. The solicitor is available at Kuring-gai campus one day a week, telephone 330 5017.

WORK EXPERIENCE INSURANCE

At UTS students who participate in approved work experience programs are insured by the university for "workcare" benefits (other than weekly payments) arising out of work related injuries sustained anywhere in Australia. The scheme is administered by UTS Union on behalf of the university. To obtain a letter of confirmation, or for further information, or to make a claim, contact the Union Office on level 6 of the Tower Building, telephone 330 1642.

CHILD CARE

UTS Child Care Inc. is an incorporated Association which coordinates the operation of all child care services at UTS. The Board of UTSCC Inc. comprises representatives of the University, the union, the Students' Association and parent users of the centres. The Board plans new child care facilities for UTS, and aims at providing a variety of services at each campus. It also sets operational policies to ensure that child care services are of high quality and meet the needs of members of the university community.

Each child care centre is managed by a Director who reports to a Management Committee, the majority of whose members are elected parent representatives. All parents are invited to become involved in the management of the centres.

Operating costs for the various children's services are provided by State and Federal Funding: 8%, UTS sources (Union/SA/University): 10% and parent fees: 73%.

Under the Federal Government Fee Relief Scheme, families earning under \$440 per week pay minimum fees. Parents earning between \$440-\$1150 (approx) per week receive some fee relief benefit according to a sliding scale. Those with incomes greater than \$1150 per week pay full fees.

Access to child care facilities is open to all staff and students under "Priority of Access" guidelines. Priority is given to working and studying parents. There are waiting lists at each centre which take into account various factors including family circumstance, length of time on the waiting list and the family's need for care, in establishing priority of access to the centres. Waiting time varies depending on the family circumstances, the child's age, and the type of care required. There is little or no wait for night care or for vacation care.

Kuring-gai Kuring-gai Campus Child Care Centre is situated next to the oval on campus, and provides 45 day care places for babies to five year olds, from 8am until 6pm for 50 weeks each year. There are also 10 evening care places for babies to 10 year olds, until 10pm Monday - Friday during semester periods only. Enrolment is available on a full-time, regular part-time, evening only, semester only, or emergency basis. Some occasional care may be available during the December-February period. Occasional weekend care can be provided (by prior arrangement) when the university hosts conferences and seminars. Vacation care for school aged children is available during school holiday period. Telephone 330 5105 for information.

Balmain UTS supports Allen Street Glebe Child Care Centre which is attached to Sydney College of the Arts (Sydney University). Enrolment is available on a full-time or part-time basis daily.

City Campus Magic Pudding Child Care Centre is behind Building 1 on the Broadway campus, and provides 40 day care places for babies to five year olds, from 8am until 6.30pm for 51 weeks each year. There are also 15 evening care places for babies to 10 year olds, until 10pm Monday-Friday during semester periods only. Enrolment is available on a full-time, regular part-time, evening only, semester only, or emergency basis. Some occasional care may be available during the December-February period. Occasional weekend care can be provided (by prior arrangement) when the university hosts conferences and seminars. Vacation care for school aged children is available during the Christmas and July school holiday periods.

Telephone 330 1456 for information.

St Leonards St Leonards Campus Child Care Centre is situated just off the Pacific Highway opposite the Dunbar Building at Gore Hill. It provides 25 day care places for babies to five year olds, from 8am until 6pm for 48 weeks each year. Enrolment is available on a full-time, regular part-time, semester only, or emergency basis. Some occasional care may be available during non-semester periods. Telephone 330 4023 for information.

STUDENT SERVICES

Student Services staff are employed by the university to cater for students' health, counselling, and welfare needs. Staff also assist in the development of study skills and provision for students with disabilities. All interviews are strictly confidential.

Welfare

Welfare Officers offer assistance with personal financial matters. Central to their work is administration of the Student Loan Fund, financial counselling and advising on AUSTUDY claims and appeals.

Health

The Health Service has two locations: level 3A of the Tower Building at Broadway and level 5 of Kuring-gai campus. The practice offers a free service to students with an emphasis on health education and promotion.

Counselling

Counsellors are available on all campuses. The service is full-time at City and Kuring-gai and part-time at Balmain and St Leonards campuses. The counsellors are experienced in dealing with all kinds of personal difficulties and can advise on administrative matters in relation to the university, such as appeals against exclusion.

International Student Counsellor

The International Student Counsellor can help students from overseas and from non-English speaking backgrounds with personal, practical and administrative problems while studying at UTS.

Learning Skills

The Learning Skills Counsellor helps students to understand how best they can learn. Advice is given on time management, writing assignments, reading effectively and preparing for exams. As well as individual consultations, workshops are held during both semesters.

Special Needs Coordinator

The Special Needs Coordinator works with other university staff to ensure appropriate support is available for students with disabilities and students admitted through the inpUTS Special Admission Scheme. Students with physical, sensory and learning disabilities are encouraged to contact the Coordinator. The Coordinator can also provide information and advice to prospective students who have disabilities.

It is university policy to promote access for people with physical disabilities and to provide support to students throughout their time here. Such students are encouraged to contact the following staff members and to discuss any special needs they may have:

Mr Michael Whitehead, Law Faculty Liaison Officer, room C313, Haymarket (tel 330-3444 or 330-3450).

Ms Marie Flood, Special Needs Coordinator, Student Services, Building 1, level 3, Broadway (tel 330-1183).

Ms Daphne Freeder, Library Services to Disabled Coordinator, Library, Haymarket (tel 330-3344).

The Special Needs Coordinator can provide hints about getting around Haymarket. Students in wheelchairs should be aware that the only lift is in the library and most students using wheelchairs have to use it to move between floors. Students need to ask library staff to let them through a locked door to the School of Law. There is a central ramp for moving between floors, but it is long, steep and recommended for going down rather than up.

Parking is available for students with disabilities, but needs to be arranged through the Special Needs Coordinator. Access to the School from the car park at the rear of the building is possible, except for weekends when students have to call Security and arrange for staff to open the back door. The alternative is to park on Quay Street at weekends, but the gutters are not ramped yet. To gain access to the library from the car park students should ring Security (330 3399 or 330 3375) or the library (330 3388) and ask them to bring the lift down. These requirements are necessary for the security of the library.

The entrances to the library and the School of Law are ramped, and there is now an automatic door which gives entrance to level 1 of the Law School.

Some senior staff offices are inaccessible, such as those on level 2, which is sometimes called the mezzanine level. Most lecturers' offices are accessible.

To contact Student Services:

Broadway Level 3A Tower Building, telephone 330 1177, fax 330 1172, TTY 330 1166
Health Service appointments: 330 1166

Balmain Student Centre, appointments 330 1177.

Kuring-gai Level 5, telephone 330 5342, fax 330 5537.

St Leonards appointments 330 5342.

STUDENTS' ASSOCIATION

The Students' Association (SA) is the elected representative body of students at the UTS: it is an organisation run by students for students. All students become members of the Students' Association upon enrolment. It is the only body in the university which can legitimately claim to truly represent the concerns, issues and problems students face on a day-to-day basis whilst at this university. All students have the right to stand for election of the Students' Association and to vote in the annual elections. There are 23 general representatives on the Council that makes policy for the Students' Association. It also has specialised portfolios and office bearers to deal with a range of issues: the environment, women, students with special needs, gay and lesbian rights, overseas students and postgraduates.

The Students' Association maintains close links with student organisations from other universities. Its political role is to defend and extend educational standards and conditions for students both within the university and the tertiary sector as a whole. Campus committees deal with campus-specific issues. This has proved to be the most effective and equitable means of ensuring that all students from all campuses are adequately represented in the make-up of the Students' Association. At this level, campus conveners carry out the directions of campus committees, which are also elected annually.

In general the Students' Association plays a representative and advocacy role on behalf of students. It acts as the voice of the student body. As part of this function it produces a fortnightly newspaper, *Vertigo*, and a weekly radio show on 2SER *Student Voice*. It liaises closely with the University Union, which provides services to students (e.g. the cafeteria, reading and leisure areas) and the Student Services Unit, which is funded by the university to provide welfare advice and counselling, loan assistance and medical services. The Students' Association also employs specialised education staff to assist in enquiries about AUSTUDY, HECS, appeals against exclusion and assessment grades and any other problems that students encounter at UTS.

The Students' Association has lots to offer all students and welcomes student involvement.

Locations and Services

City campus 330 1155

The main office of the Students' Association is located on the City campus, Broadway on level 3A of the Tower Building (near the bar and cafeteria) and offers the following services:

- General student representatives
- Elected office bearers
 - Women's officers
 - Overseas students' officers
 - Special needs officers
 - Gay and lesbian officers
 - Environment officer
 - Postgraduate officer
- Specialist education, research and welfare staff
- General student enquiries
- Academic coaching service
- Photocopying
- Funding of PERC Clubs

Haymarket Resource Centre

This is located in room B110 and its services include:

- Computer, fax
- Photocopying
- Secondhand books

Design School Student Centre 330 2958

This is located on the Balmain campus, Mansfield Street, Balmain and is open Tuesday to Friday and offers:

- Photocopying
- Computer facilities

Gore Hill Resource Centre 330 4040

This is located in room 1/18 in the Dunbar Building and its services include:

- Photocopying
- Secondhand books
- Computer facilities

Kuring-gai Campus 330 5237

Located next to State Bank, the services offered include:

- General and campus representatives
- Specialist education, research and welfare staff
- General student enquiries

RADIO STATION 2SER-FM

In conjunction with Macquarie University, UTS operates Sydney Educational Broadcasting Ltd (2SER-FM), Sydney's first mass coverage educational radio station thus expanding the institution's role in education to a wide community audience.

The station, on air 24 hours a day, broadcasts a variety of spoken word educational programs covering arts and sciences. In addition to a small core of paid staff, some 400 volunteers, including UTS staff and students, are involved in programming the station.

THE CO-OP BOOKSHOP

The Bookshop is located next to the Tower Building on Broadway. While committed to supplying textbooks for most timetabled courses it also attempts to cater to the needs of the university community for general books, stationery, calculators and computer books and software. It does not stock law textbooks.

Through its extensive computer system linking over 40 branches in Australia, the bookshop can often get hold of hard-to-get titles. Students and staff are welcome to place special orders, and charge accounts are available for approved customers.

At the start of each semester the bookshop runs temporary branches at the City campus, Haymarket (room C117) and Gore Hill. The Kuring-gai campus is also serviced by a permanent Co-op Bookshop specialising in texts used on that campus.

The Broadway bookshop is open from 9am till 6pm Monday to Thursday, 9am till 5pm on Friday and 9am till 1pm on Saturday. There are normally extended hours at the beginning of each semester. The Bookshop can be contacted on 212 3078 or 330 2163.

STATE BANK

Full branches of the State Bank are situated on level 4 of the Tower Building, Broadway, and at Kuring-gai campus. A complete range of banking services is provided. Normal banking hours apply all year at Broadway and the hours at Kuring-gai are 10am to 3pm.

The State Bank also offers complete banking services at Gore Hill, St Leonards and Haymarket, operating through the UTS union facilities.

THE FACULTY OF LAW AND LEGAL PRACTICE

The Faculty of Law and Legal Practice was formally established in 1975 and began teaching in 1977. The faculty consists of the School of Legal Practice (the College of Law), an affiliated body situated at St Leonards campus, and the School of Law, located at the City (Quay Street) and Kuring-gai campuses, which offers a variety of undergraduate and post-graduate courses. The School also supplies subjects in Business Law and Legal Studies. The LLB course provides opportunities for full- and part-time study to those wishing to obtain professional qualifications in law. The course is structured to ensure that graduates will satisfy the basic academic requirements of the Supreme Court of NSW for admission as a solicitor (following the completion of the practical legal training course offered by the College of Law), or as a barrister.

COURSES AVAILABLE

School of Law

Doctor of Philosophy (PhD) (LL54)
 Doctor of Juridical Science (SJD) (LL53)
 Master of Laws by Thesis (LLM) (LL51)
 Master of Laws by Coursework (LLM) (LL52)
 Master of Dispute Resolution (MDR) (LL59)
 Master of Taxation (MTax) (LL58)
 Graduate Diploma in Australian Law (Grad Dip Aust Law) (LL57)
 Graduate Diploma in Industrial Property (Grad Dip Ind Prop) (LL55)
 Bachelor of Laws (LLB)

Joint Degrees

Bachelor of Business and Bachelor of Laws (BBus LLB) (with Faculty of Business)
 Bachelor of Science and Bachelor of Laws (BSc LLB) (with Faculty of Science)

School of Legal Practice

Graduate Diploma in Legal Practice (Grad Dip Leg Prac)

NOTICES

Official university notices are displayed on the noticeboards on level 1 of the School of Law, and students are required to be acquainted with the contents of those announcements which concern them. Misreading or misunderstanding of official information will not be accepted as a reason for a student being unaware of matters so notified.

PARKING

The car park in Quay St., opposite the library, may have limited parking space available for students after 3pm. Kings car parks and the Apple car park offer discounted student parking.

LAW STUDENTS' SOCIETY

The Law Students' Society is a voluntary association of law students. The Society's objectives, as stated in its Constitution, are as follows:

- To represent its members in all matters affecting their interests;
- To promote the social and intellectual life of the Society;
- To promote and enhance the general wellbeing of members; and
- To afford a recognised means of communication between the Society and other law associated bodies.

The Society is governed by a Council of 12 student members, elected at the Society's Annual General Meeting in the Autumn semester each year. The Council elects the Executive. The Council meets on a monthly basis during each semester.

A primary function of the Society is to provide representation for its members in matters affecting their welfare as students. Membership is available to all students enrolled with the School of Law, for a nominal membership fee. Membership fees are set annually by the Council – currently \$10.00 p.a.

Social activities are organised on a regular basis, and admission at discounted prices is available to members. These functions provide a means whereby students can discuss the course and their problems in a relaxed atmosphere. A feeling of isolation is common among part-time students, and the society encourages its members to discuss their problems with their fellow students or celebrate the successful finish of a semester at the Annual Law Students' Ball in June and the Law Harbour Cruise in December.

The Society operates a secondhand bookshop through which members may buy and sell textbooks.

The Society is often requested to provide students' views on matters related to the course. Any student wishing to discuss any matter, or who seeks the assistance of the Society, should contact a Council Member. A list of Council Members and their telephone numbers appears on the Society's noticeboard on level 1 of the faculty on the wall outside the Law Students' Society room, B112.

Details of activities and functions, and other matters of interest to members, are displayed on the Society's noticeboard, and students should inspect the noticeboard on a regular basis.

Justice Mary Gaudron of the High Court of Australia is one of two patrons, the other being Professor David Flint, Dean and Head of School of the Faculty of Law and Legal Practice. With their encouragement, the Society will continue to serve its members and our faculty.

All law students are encouraged to join the Law Students' Society and to participate in its activities.

SCHOOL ASSEMBLY

A School Assembly is called in each semester by the School of Law. All students are requested to attend the assembly where discussion of matters of student interest take place. The Law Students' Society president is normally in the chair.

PRIZES

An annual prize ceremony is held at the faculty in May of each year in recognition of the academic achievements of students.

The following is a list of prizes awarded for the LLB degree. These prizes may be awarded each semester but will only be awarded if there is a candidate who reaches a level of academic achievement acceptable to the Faculty Board in Law and Legal Practice.

Donor/Name of prize and awarded for	Value
The Dean's Prize The highest WAM in Stages 1-6 of the course for each semester	\$100 and Certificate
*The Dean's Special Prize Awarded for outstanding contribution and service to the School of Law	\$200
The Law Society of New South Wales Proficiency in Skills Seminar 3 (Conveyancing)	\$100 and Certificate
The Australian Securities Commission Prize Best Performance in Corporate Law	\$100 and Certificate
Freehill Hollingdale and Page Best performance in Commercial Transactions	\$250 and Certificate
McCarthy Associates Pty Ltd Prize Best performance in Labour Law	\$150 and Certificate

McCarthy Associates

Pty Ltd Prize \$150 and Certificate
Best performance in Industrial Law

Gross Prize in Family Law \$100 and Certificate
Best performance in Family Law

Gross Prize in Human Rights \$100 and Certificate
Best performance in Human Rights

***Karen Morton Memorial Prize** \$100 and Certificate
Best performance in Industrial and Intellectual Property

Abbott Tout Russell Kennedy \$100 and Certificate
Best performance in Local Government

Ebsworth and Ebsworth \$200 and Certificate
Best performance in Law of Insurance

***Veronica Pike Prize** \$100 and Certificate
Best performance by a female student in Law of Evidence

*Prize awarded annually.

SCHOLARSHIPS

There are presently two scholarships available for the LLB degree. These are the Phillips Fox Scholarship in Law, and the Tress Cocks and Maddox Scholarship in Law, tenable for one year only. Information is available from the School of Law.

SUPPLY SUBJECTS

The following subjects are offered by the Faculty of Law and Legal Practice to undergraduate students enrolled in the Business and Nursing Degrees.

79101	Law for Business
79161	Introduction to Bankruptcy Law
79162	Law of Bankruptcy Administration and Company Liquidation
79169	Arts and the Law
79170	Landlaw
79211	Law for Marketing Management
79260	Property Law I
79263	Marketing and Consumer Protection
79264	Securities Markets Regulation
79265	Administrative Law I
79266	Administrative Law II
79267	Commercial Law
79269	Property Law II

79270	Industrial and Labour Law
79360	Insurance Contracts
79363	Life Insurance Law
79364	Advanced Industrial and Labour Law
79365	Company Law
79366	Banking Law
79367	Industrial and Intellectual Property
79368	Commercial Contracts
79369	Elements of Contract
79403	Law and the Manager
79411	Advanced Companies and Securities Law
79462	Revenue Law
79466	Trade Law
79468	Equity and Trust
79502	Law and Finance
79503	Law and Computing
79603	International Business Law and Regulation
79606	Advanced Revenue Law
79612	Corporate Control and Power
79662	Law of Corporate Receivership and Deeds of Arrangement
79666	Advanced Income Taxation Law
79667	Indirect Taxation
92125	Values in Nursing Practice
92136	Reasoning and Judgment in Nursing Practice
79001	Legal Issues and Disadvantaged Groups
79002	Foetuses, Babies, Children and the Law

SCHOOL OF LAW

UNDERGRADUATE COURSES

BACHELOR OF LAWS

Course Objectives

The objective of the Bachelor of Laws course is to enable students to reach a stage of creativity at which they have sufficient knowledge and sufficient ability to seek their own solutions to legal problems; solutions which they can justify in legal terms by using the legal materials at their disposal in a professional way.

Australia has a highly complex legal system, and as society has developed, so has the role of the lawyer. The range of knowledge and skill which lawyers now require is extensive. Today lawyers are increasingly called upon to act as negotiators to settle matters, to advise and counsel parties. The function of the lawyer also includes foreseeing problems and preventing the incident of disputation as well as resolving disputes when they cannot be avoided. The course is concerned with the total range of functions of lawyers in the community. A preventative emphasis will also be apparent in the teaching of the various subjects throughout the course. Consideration will be given to how people can organise their affairs so as to anticipate and avoid potential disputes. In this regard, consideration will be given to the application of more than one and sometimes conflicting rules to a particular set of facts.

The primary object is not to produce specialists in any particular field of law. Although a degree of specialisation is allowed for in the provision of elective subjects, the view taken is that specialisation is something which comes later. The aim of the law course is to provide a basis upon which subsequent specialisation can be built.

The subjects have been selected on the basis of two criteria: to provide (a) an overview of the legal system as a whole, and (b) an opportunity for the student to practise legal skills in differing contexts. The subjects are introductions, not to the law as a whole, but to the relevant branch of the law. They are designed to provide an understanding of the conceptual framework involved, their development and a consideration of areas of current controversy. It is in the latter area that the opportunity will be provided for students to develop their skill in the handling of legal material and thus reach the stage of independent legal creativity.

Course Structure

The duration of the new LLB course is four years in the full-time attendance mode and six years in the revised part-time attendance mode. The course is arranged in stages on a semester basis, except for three subjects of two semesters duration in Stages 1 and 2.

The Autumn semester commences in March and the Spring semester commences in August.

Students must complete 17 core subjects (115 credit points), 12 skills seminars (28 credit points) and seven electives (49 credit points). A total of 192 credit points are required for course completion.

Students re-enrolling in 1993 should note the Transition Arrangements, below, for information regarding the changeover from the old course to the new course.

Course Program

Full-Time Attendance Mode

The course structure is as follows. Credit point values are shown in brackets.

Stage 1	
70113	Legal Process and History* (5cp)
70211	Law of Contract* (4cp)
70311	Law of Tort* (4cp)
70212	Criminal Law (7cp)
70100	Skills - Legal Research and Writing (2cp)
Stage 2	
70113	Legal Process and History* (5cp)
70211	Law of Contract* (4cp)
70311	Law of Tort* (4cp)
70611	Federal Constitutional Law (7cp)
70200	Skills - Case Analysis and Statutory Interpretation (2cp)
Stage 3	
70312	Real Property (7cp)
70612	Administrative Law (7cp)
70514	Family Law (5cp)
70513	Succession (4cp)
70400	Skills - Computerised Legal Research (2cp)
Stage 4	
70411	Commercial Transactions (7cp)
70412	Corporate Law (7cp)
70511	Equity and Trusts (7cp)
70300	Skills - Conveyancing (3cp)
70500	Skills - Drafting (2cp)

Stage 5	
71114	Remedies and Restitution (7cp)
71115	Insolvency (3cp)
71211	Evidence (7cp)
70600	Skills - Pleadings (2cp)
70705	Skills - Litigation (4cp)
71201	Skills - Alternative Dispute Resolution (2cp)
Stage 6	
71112	Conflict of Laws (7cp)
71212	Revenue Law (7cp)
70900	Skills - Moot (3cp) Plus Electives (7cp)
Stage 7	
	Electives (21cp) and Elective Skills (4cp)
Stage 8	
	Electives (21cp) and Elective Skills (2cp)

* Indicates year-long subject totalling 8cp or 10cp.

Part-Time Attendance Mode

The course structure is as follows:

Stage 1	
70113	Legal Process and History* (5cp)
70211	Law of Contract* (4cp)
70311	Law of Tort* (4cp)
70100	Skills - Legal Research and Writing (2cp)
Stage 2	
70113	Legal Process and History* (5cp)
70211	Law of Contract* (4cp)
70311	Law of Tort* (4cp)
70200	Skills - Case Analysis and Statutory Interpretation (2cp)
Stage 3	
70212	Criminal Law (7cp)
70312	Real Property (7cp)
70400	Skills - Computerised Legal Research (2cp)
Stage 4	
70411	Commercial Transactions (7cp)
70611	Federal Constitutional Law (7cp)
70300	Skills - Conveyancing (3cp)
Stage 5	
70612	Administrative Law (7cp)
70514	Family Law (5cp)
70513	Succession (4cp)

Stage 6	
70412	Corporate Law (7cp)
70511	Equity and Trusts (7cp)
70500	Skills - Drafting (2cp)
Stage 7	
71114	Remedies and Restitution (7cp)
71115	Insolvency (3cp)
70600	Skills - Pleadings (2cp)
70705	Skills - Litigation (4cp)
Stage 8	
71112	Conflict of Laws (7cp)
71212	Revenue Law (7cp)
70900	Skills - Moot (3cp)
Stage 9	
71211	Evidence (7cp)
71201	Skills - Alternative Dispute Resolution (2cp) Plus Electives (7cp)
Stage 10	
	Electives (14cp) and Elective Skills (2cp)
Stage 11	
	Electives (14cp) and Elective Skills (2cp)
Stage 12	
	Electives (14cp) and Elective Skills (2cp)

* Indicates year-long subject totalling 8cp or 10 cp.

Skills Seminars

Skills seminars are designed to develop the ability of students to apply their theoretical knowledge in practical situations. They are not concerned with the teaching of the skills of practice, but rather with providing the student with an opportunity to learn the law in a realistic context. The skills seminars will cover a variety of topics including research and opinion writing, legal interpretation and drafting, office management, meetings procedure, computerised legal research, as well as a moot program, simulated trials and practice in pleading, negotiation and settlement. Nine compulsory skills seminars and three elective skills seminars must be completed in the course.

Elective Subjects

Students are required to complete seven electives. The School offers a wide variety of electives, the aim of which is to allow students to pursue specific

interests and to develop a degree of specialisation. All electives have a credit point value of 7cp.

Core Subjects

70113	Legal Process and History
70211	Law of Contract
70212	Criminal Law
70311	Law of Tort
70312	Real Property
70411	Commercial Transactions
70412	Corporate Law
70511	Equity and Trusts
70513	Succession
70514	Family Law
70611	Federal Constitutional Law
70612	Administrative Law
71113	Insolvency
71114	Remedies and Restitution
71211	Conflict of Laws
71211	Law of Evidence
71212	Revenue Law

Elective Subjects

77001	Comparative Law A
77003	Comparative Law B
77004	Administration of Criminal Justice
77006	Public International Law
77007	Human Rights
77008	Jurisprudence
77011	Industrial and Intellectual Property
77012	Criminology
77014	Law and Computers
77015	Labour Law
77016	Advanced Taxation
77017	Strata Titles and Community Schemes
77022	Law of Insurance
77023	Deceptive Trade Practices and Product Liability
77024	Environmental Law
77026	Local Government
77027	Trade Practices Law
77028	Advanced Company Law
77029	Land Dealings
77035	Advanced Criminal Law
77039	Jessup International Moot
77040	Research Project 4
77042	Communications Law
77044	Advanced Family Law
77045	Law and Medicine
77046	Women and the Law
77047	Advanced Contracts
77048	Citizenship and Immigration Law
77049	Transport Law – Selected Problems
77050	Research Project 5
77051	International Trade Law
77052	Dispute Resolution
77053	Industrial Law
77054	Advanced Public Law

Compulsory Skills

70100	Skills - Legal Research and Writing
70200	Skills - Case Analysis and Statutory Interpretation
70300	Skills - Conveyancing
70400	Skills - Computerised Legal Research
70500	Skills - Drafting
70600	Skills - Pleadings
70705	Skills - Litigation
70900	Skills - Moot
71201	Skills - Alternative Dispute Resolution

Elective Skills

71000	Elective Skills - Law of Meetings
71001	Elective Skills - Advanced Computerised Legal Research
71002	Elective Skills - Legal Profession
71101	Elective Skills - Office Management
71102	Elective Skills - Legal Ethics
71103	Elective Skills - Second Moot
71104	Elective Skills - Advanced Legal Research
71200	Elective Skills - Special Project

For the purpose of admission to the Bar, students must complete 71002 Elective Skills - the Legal Profession and 71102 Elective Skills - Legal Ethics

Elective Subjects

In order to assist students to perceive the inter-relationship of the various electives and their general orientation, and to make informed choice, the electives are classified into the groups indicated below.

Criminal Law

Administration of criminal justice, human rights, criminology.

Commercial Law

Industrial and intellectual property, law and computers, advanced taxation, law of insurance, deceptive trade practices and product liability, law and society, trade practices law, advanced company law, transport law - selected problems, dispute resolution, advanced contracts.

Environmental Law

Environmental law, local government.

Technology

Industrial and intellectual property, law and computers, communications law.

International Law

Public international law, human rights, environmental law, transport law - selected problems, international trade law, Jessup international moot.

Research

Research Projects 4, 5.

Labour and Industrial Relations

Labour law, industrial law.

Land Law

Strata titles and community schemes, environmental law, local government, land dealings.

Legal Theory and Perspective Subjects

Comparative law, human rights, jurisprudence, law and the arts, women and the law, law and medicine, citizenship and immigration law, advanced public law.

Non-Law Options

Students may study up to 28 credit points of non-law options. Students must obtain the permission of the Head of School (or nominee) if they wish to enrol in non-law subjects, as offered by other faculties of the university, or other universities.

In addition to seeking the approval of the Head of School it is necessary to approach the faculty in which the non-law subjects are to be studied to obtain approval and also to ensure that any necessary prerequisite and corequisite is satisfied.

Subjects Open to Other Faculties

Students enrolled in other faculties in the university may apply for approval to enrol in law subjects. This approval will be subject to the meeting of prerequisites and class sizes. Applications are to be made prior to enrolment to the Sub-Dean of the Law School.

Non-Award Students

Application may be made by persons not enrolled in the university to enrol in law subjects as non-award students. Applications should be directed to the Extension Studies Officer, Tower Building, Broadway.

Miscellaneous Students

Law students who have completed the course may enrol as miscellaneous students in subjects they were not able to complete while enrolled. Applications should be directed to the Extension Studies Officer, Tower Building, Broadway.

The Summer Program in Law

The School offers a Summer Program to enable law students to undertake an elective at the conclusion of Spring semester 1993. The Summer Program will consist of eight teaching weeks in January and February 1994. The results are recorded and official notification given in the Assessment Notice for Autumn semester 1994.

Students who obtain a WAM of at least 55% for subjects undertaken in Autumn semester 1993 and have no failures recorded for any subject undertaken in Spring semester 1993 are eligible to enter the Summer Program provided the subject prerequisites are met.

Students must apply to the Administrative Officer for enrolment in the Summer Program **on or before** 31 October 1993. No application received after this date will be considered. Application from students who are or become ineligible to enter the Summer Program are automatically eliminated.

Students may apply to be enrolled in one elective (7 credit points) or one skill. In cases of exceptional merit, permission to enrol in one elective and one skill may be given.

Computer Laboratory within the Faculty

Computers are available for student use at the School of Law. Enquiries for booking the use of these machines should be directed to Mr A. Mowbray, the faculty's Computer Law Consultant.

Recommended Reading Prior to Entry

A Career in Law, Federation Press, may be purchased from the Sydney Law Cooperative Bookshop, Butterworths or the Law Book Company.

Graduate Employment and Summer Clerkship Programs

Students wishing to apply to enter the Programs must do so in their penultimate year of study. The School of Law participates in the Graduate Employment and Summer Clerkship Programs which are conducted by many of the law schools of New South Wales in conjunction with the major Sydney law firms and government departments. Many of the firms will only hire graduates through the programs.

The application closing date for the programs is normally set in May/June of each year, and interested students are advised to watch the noticeboards as the deadlines imposed are strictly adhered to. Ms Margaret Harvey is the academic coordinator to be contacted with regard to these programs.

Assessment

While assessment varies from subject to subject, students may be required to do any of the following: final examinations, informal examinations, take-home examinations, assignments, research work, class participation, presentation of seminar papers or a viva voce or any combination of them.

Coordinating examiners will advise students of the mode of assessment for their subjects by notice on

the noticeboard by the end of the third week of the semester.

Lodgement of Assignments

Students are required to retain a copy of any assignment lodged in the assignment box.

Students who are handing in written work must place it with an assignment coversheet attached, in the Assignment Box located in the General Papers Office on level 1, Markets (room B101). The Assignment Box is cleared daily at 9am and assignments are stamped as arriving on the previous day. **Assignments submitted by DX or by fax will not be accepted by the faculty.**

Weighted Average Mark

The WAM will only be used by the faculty for the determination of entry to summer program and the award of the degree with honours.

$$\text{WAM} = \frac{\sum(\text{CP} \times \text{Mark})}{\sum \text{CP}}$$

Where CP = subject credit points
(determined by Academic Board)

Mark = subject assessment (%).

Exemptions

Subject to the approval of the Faculty Board in Law it is possible for students to obtain exemptions for both law and non-law subjects.

Law Subjects

Students may be able to obtain an exemption for a law subject if they are able to satisfy the Faculty Board that a comparable course of study had been successfully undertaken as a law subject within the Law Faculty of a recognised university. As a general rule, exemptions will not be given if the subject was studied more than six years ago. The period in the "six year rule" shall be calculated from the date on which the subject in which the exemption is sought was last studied, to when it is due to be undertaken in the School of Law. However, the Faculty Board shall always retain a discretion to waive the strict application of the rule in cases where there is additional evidence of work or study experience. Indeed, in subjects where there has been significant recent changes in the law, an exemption may not be granted even though the subject was studied less than six years ago.

The School Board must be satisfied that the student has successfully completed a comparable subject elsewhere. To verify this the student must produce a transcript of his or her academic record and a copy of the relevant institution's handbook containing a

detailed description of the subject at the time it was studied.

Exemption for law subjects will only be granted to students who have studied law in a recognised law school. Students who have studied law through the Law Extension Committee of the Supreme Court will not be granted exemptions.

Non-Law Subjects

It is possible to obtain exemptions for non-law options if students have completed a degree, diploma or associate diploma course from a recognised tertiary institution.

The maximum exemptions which can be granted on the basis of having completed a course are as follows:-

- a degree course (3 years full-time) – 28 credit points
- a diploma course (3 years full-time) – 21 credit points
- an associate diploma course (2 years full-time) – 14 credit points

Students wishing to study non-law electives within their law degree, in either other faculties of the university or within a degree course at another university, may be granted approval to undertake up to 14 credit points.

Part-Completed Courses

No exemptions can be sought for a part-completed diploma or associate diploma course.

Students entering the Law School with a part-completed degree, either as transfer students from another faculty of the university or from another university, may be granted up to a maximum of 14 credit points.

Students who wish to undertake subjects at another university and receive accreditation for them must apply in writing to the Faculty Board in Law.

In addition, exemption is granted to holders of the following –

- Diploma in Criminology (DipCrimSyd): exemption granted – 77012 (Criminology) + 7 credit points of non-law options
- Diploma in Jurisprudence (DipJurisSyd): exemption granted – 77008 (Jurisprudence) + 7 credit points of non-law options
- Diploma in Labour Relations and The Law (DipLabRelSyd): exemption granted – 77015 (Labour Law) + 7 credit points of non-law options

Students who are seeking exemptions should complete an *Application for Exemptions* form, which is available from the General Papers Office.

It is recommended that all students seeking an exemption should make an application early in the course. Enquiries should be directed to the Administrative Officer, School of Law.

Course Completion

Students deemed to have completed the requirements for the degree may obtain a letter from the Academic Registrar to this effect, on the afternoon of the day the Examination Review Committee meets. These letters will be available for collection after 2pm on that day from the Central Information Service, level 4, Broadway. Letters also stating successful completion of the subject Legal Ethics will be issued to those students who have successfully completed 71002 Optional Skills 10 (Legal Profession) together with 71102 Optional Skills 11 (Legal Ethics). These satisfy the Supreme Court of NSW for admission to the Bar.

Some students complete the course by undertaking a subject in the summer program. Advice of this intention should be given to the Administrative Officer so that arrangements can be made, with the approval of the Academic Registrar, for the student to graduate in May.

Award

The degree is designated Bachelor of Laws (LLB) and is awarded as follows:

- LLB (with First Class Honours)
- LLB (with Second Class Honours)
- LLB

The degree with honours will be awarded to those students who successfully complete the whole course at a sufficiently meritorious level in accordance with the Honours Rules.

The University Medal

The university may award a medal to students who have achieved outstanding academic merit throughout their undergraduate degree course.

Admission to Practice

The Supreme Court of New South Wales controls the admission of barristers and solicitors to practice in New South Wales. A person may gain entry to the profession by satisfying the requirements of the University of Technology, Sydney, LLB degree and fulfilling certain other conditions prescribed by the Admission Rules of the Supreme Court.

A student wishing to become a solicitor must, after successful completion of the LLB, undertake a course of practical legal training at the College of Law and meet specific requirements before being

admitted as a solicitor, unless an exemption certificate has been obtained from the Law Society of NSW.

A student wishing to become a barrister must complete a course in Legal Ethics prescribed by the Barristers and Solicitors Admission Board. This latter requirement can be met by students successfully completing with their degree, Skills 71002 The Legal Profession and Optional Skills 71102 Legal Ethics; or by successful completion of the practical legal training course at the School of Legal Practice in the College of Law. Most students will also read in chambers with an experienced barrister. This allows a newly admitted member of the Bar to acquire essential practical knowledge by observing and assisting an experienced barrister in his or her daily work.

RULES OF THE SCHOOL OF LAW

The following rules relating to research projects, honours and summer school refer only to the Bachelor of Laws program in the School of Law.

Research Project Rules

1. The rules apply to the following optional subjects:
77040 Research Project 4
77050 Research Project 5
 2. A student undertaking a research project is required to demonstrate:
 - (a) a high level of understanding of the law relevant to the topic;
 - (b) the capacity to research and analyse legal material;
 - (c) the ability to use research tools and skills; and
 - (d) the ability to present the results of the research in a coherent and comprehensive form.
 3. A student shall not complete more than one research project.
 4. Assessment is based on a dissertation to be submitted by students which will normally be expected to lie within the following range:
Research Project 4 15,000-20,000 words
Research Project 5 19,000-25,000 words
 5. Where research related to a Research Project has been done for another purpose either in the School of Law or elsewhere, full disclosure of that prior research must be made at the time the topic is submitted for approval. If the topic is approved notwithstanding such prior research then that research shall not form part of the work completed for the research project and shall be excluded from the final assessment.
- The student shall provide further information concerning that research as may be requested by the Supervisor, the examiners or the Subject Coordinator.
6. The examiners of a Research Project may require the student to undergo a viva examination, in which case the viva shall form part of the assessment of the subject.
 7. The Faculty Board in Law and Legal Practice has ultimate control over all aspects of Research Projects. Any student, the Subject Coordinator or the Head of School has the right to approach the Board on any issue arising out of these Rules, a Research Project or assessment.
 8. There shall be a Subject Coordinator for Research Projects who shall be appointed at the first Faculty Board in Law and Legal Practice each year and shall hold office until the first Faculty Board the following year. During the absence of the Subject Coordinator, the Sub-Dean or Head of School may act in his or her stead.
 9. A student may enrol in a Research Project only if that student has:
 - (a) successfully completed Stage 6; and
 - (b) successfully completed any core subject or elective subject relevant to the topic.
 10. A student wishing to undertake a Research Project shall submit a written proposal to the Subject Coordinator on the form available from the General Papers Office. The proposal shall include the names of the topic of the proposed Research Project and of the Supervisor and must be signed by the Supervisor. Copies of these proposals shall be circulated by the Subject Coordinator to all members of the faculty's full time academic staff and, if no objection to the application is received by the Subject Coordinator within seven (7) days of such circulation, the Subject Coordinator may approve the application, including the topic and the Supervisor. **Approval must be granted before enrolment can be made.**
 11. If the Subject Coordinator does not approve the application it shall be submitted to the next meeting of the Faculty Board which may approve the application on such terms as it thinks fit, or disapprove the application.
 12. A student is required to enrol in the Research Project subject no later than the beginning of the semester following that in which the Subject Coordinator or the Faculty Board approved the proposed Research Project.

13. (a) Supervisors have the day to day control and supervision of research projects and students are required to meet with their supervisors regularly.
- (b) Any amendments to the Research Project proposal may be approved by the Supervisor if the Project remains within the same substantial area as previously approved. However, any substantial amendments to the student's approved proposal shall be proposed in writing to the Supervisor and Subject Coordinator. Copies of the proposed amendment shall be circulated by the Subject Coordinator to all members of the School's full-time academic staff and if no objection to the application is received within seven (7) days of such circulation, the amendment is deemed to be approved.
14. A Research Project shall normally be taken over one semester and the dissertation shall be lodged with the Subject Coordinator not later than 5.00 pm. on the Friday of the 15th week of the semester.
15. Upon the student's written request the Head of School may, after consultation with a student's Supervisor and the Subject Coordinator, grant the student an extension of time for the submission of the dissertation or permit the subject to extend over more than one semester. The dissertation must comply with the following format rules:
 - (a) The two copies of the dissertation shall be presented. One of these copies will be returned to the student after examination.
 - (b) The dissertation shall be written in English in good quality typescript on one side of the paper only. In the body of the dissertation, one and one-half spacing is preferred, but double spacing is permissible. Single spacing may only be used for appendices, footnotes and quotations.
 - (c) The paper used shall be good quality medium weight white stock, sufficiently opaque for normal reading.
 - (d) The size of the paper shall be I.S.O. A4 (297 mm x 210 mm).
 - (e) The margins on each sheet shall be not less than 40 mm on the left hand side, and 20 mm on the right hand side, top and bottom.
 - (f) The dissertation shall be accompanied by an abstract of not more than 400 words.
 - (g) Both copies of the dissertation shall be presented in a permanent and legible form and if not bound, then suitable for future binding.
 - (h) Each copy of the dissertation shall be enclosed in a stiff cover.
16. For Research Projects 4 and 5, there shall be two examiners, appointed by the Faculty Board. If there are any unresolved differences of opinion on any matter relevant to a student's assessment such differences shall be resolved by an umpire appointed by the Head of School.
17. Prior to final assessment of a Research Project the examiners may require the student to rewrite and resubmit the dissertation in whole or in part and in such a case the examiners shall provide details of the parts of the dissertation that require amendment, and their reasons for requiring such amendment. When a student is required to rewrite and resubmit the dissertation that student shall be permitted to extend the subject over two semesters and shall re-enrol in the subject for a second semester.

Honours Rules

1. Definitions
 - 1.1 In these Rules 'subject' means any Law subject
2. Awards
 - 2.1 Awards of the degree shall be classified as follows:
 - (a) degree (with First Class Honours);
 - (b) degree (with Second Class Honours); and
 - (c) degree.
 - 2.2 Award of the degree with Second Class Honours shall not be graded.
3. Requirements of Honours
 - 3.1 To qualify for an award of the degree with Honours a student shall:
 - (a) successfully complete not less than 128 credit points of subjects and Skills Seminars (including not less than 16 credit points of Skills) within the School of Law;
 - (b) successfully complete either the subject 77040 Research Project 4 or 77050 Research Project 5;
 - (c) obtain an Honours mark calculated in accordance with Rule 5 hereof, of or above that prescribed herein, namely,
 - (i) for First Class Honours – 75%
 - (ii) for Second Class Honours – 67.5%
 - 3.2 In exceptional circumstances the Faculty Board in Law and Legal Practice may modify or dispense with the requirements of Rule 3.1 (a).

4. Effect of Failure

- 4.1 Subject to Rules 4.2 and 6 hereof, a student shall not be awarded the degree with Honours if he or she fails any subject or course.
- 4.2 In exceptional circumstances, and in particular if failure in a subject or course is occasioned by a student's illness or other personal difficulties beyond the student's control, the Faculty Board in Law and Legal Practice may award the degree with Honours notwithstanding any such failure.

5. Calculation of Honours Marks

- 5.1 No marks awarded in courses shall be taken into account when assessing a student's Honours mark.
- 5.2 In the calculation of Honours marks, "Total Subject Mark" means in relation to a student the sum of the 14 highest marks obtained by that student in law subjects, discounting the six lowest marks in subjects.
- 5.3 A student's Total Subject Mark shall include the mark obtained by that student in the subject "Research Project" notwithstanding rule 5.2 above.

6. Relation of Stage 1 to Honours

- 6.1 Any failure or failures in subjects or courses prescribed for Stage 1 of the program for the degree of Bachelor of Laws shall be disregarded for all purposes and shall in no way operate to preclude a student under Rule 4.1 from being awarded the degree with Honours.

prejudice to the provisions of Rule 2.3, a student's previous academic performance will normally be regarded as not satisfactory where the student's WAM is the preceding Autumn semester is less than 55.

- 2.2.1 A student may request and be granted a review of any refusal of enrolment by the Head of School. The review will be conducted by a committee nominated by the Head of School and approved by the Faculty Board.

2.3 Approval of enrolment shall be at the Head of School's discretion and shall be conditional upon the student passing any prerequisite prior to the commencement of the Summer Program and upon there being sufficient places in the Summer Program available and the student passing all subjects in which the student is enrolled in the Spring semester immediately prior to the Summer Program.

- 2.4 A student may withdraw from the Summer Program by notice in writing to the Head of School by the HECS census date or, with the approval of the Head of School, at a later date.

3. Administration

The Head of School may from time to time determine maximum and minimum sizes of classes for each subject offered in the Summer Program. In the event that the minimum size is not reached in a subject the Head of School may cancel that subject.

Rules for Summer Program in Law

1. Time

The Summer Program in Law will consist of eight teaching weeks in January and February 1994.

2. Enrolment

- 2.1 A student may make application by the end of October prior to the Summer Program in Law to the Head of School for enrolment in no more than one subject in the Summer Program in Law provided that the Head of School may where a student is in the opinion of the Head of School performing at an exceptional level and appears to have sufficient time to undertake more than one subject permit that student to undertake no more than two subjects totalling nine credit points.
- 2.2 The Head of School may approve an application for enrolment if the Head is satisfied that the student's previous academic performance is satisfactory. Without

JOINT DEGREES

The university offers the joint degrees of BBusLLB and BScLLB.

The joint degrees are of five years' duration and students undertake studies full-time. Law subjects are held mostly in the evenings while classes in the other discipline are held mostly in the day time.

Within the BBusLLB degree students may major in any of the following: Accounting, Banking, Economics, Finance and Economics, Finance, Marketing, Management.

The law degree associated with the joint programs satisfies the requirements of the Supreme Court of New South Wales for admission purposes, although it should be noted that the additional optional skills of the Legal Profession and Legal Ethics must be undertaken to satisfy admission to the Bar.

The course structure of these programs appear below. Students must complete at least 239cp for the BBusLLB and at least 240 cp for the BScLLB. Credit point values are shown in brackets.

BACHELOR OF BUSINESS/BACHELOR OF LAWS

Stage 1

70113	Legal Process and History* (5cp)
70211	Law of Contract* (4cp)
70311	Law of Tort* (4cp)
70100	Skills - Legal Research and Writing (2cp)
22105	Accounting A (5cp)
25110	Microeconomics (5cp)

Stage 2

70113	Legal Process and History (5cp)
70211	Law of Contract (4cp)
70311	Law of Tort (4cp)
70200	Skills - Case Analysis and Statutory Interpretation (2cp)
22205	Accounting B (5cp)
25209	Macroeconomics (5cp)

Stage 3

70212	Criminal Law (7cp)
70312	Real Property (7cp)
70400	Skills - Computerised Legal Research (2cp)
21125	Australian Business Environment (5cp)
22115	Business Information Systems (5cp)

Stage 4

70411	Commercial Transactions (7cp)
70611	Federal Constitutional Law (7cp)
21130	Organisational Behaviour (5cp)
26122	Business Statistics (5cp)

Stage 5

70612	Administrative Law (7cp)
70514	Family Law (5cp)
70513	Succession (4cp)
24105	Principles of Marketing (5cp)
25308	Financial Institutions and Markets (5cp)

Stage 6

70412	Corporate Law (7cp)
70511	Equity and Trusts (7cp)
25314	Business Finance I (5cp)
21215	Management and Communication Skills (5cp)

Stage 7

71114	Remedies and Restitution (7cp)
71115	Insolvency (3cp)
70600	Skills - Pleadings (2cp) Plus BBus major subjects (10cp)

Stage 8

71112	Conflict of Laws (7cp)
70300	Skills - Conveyancing (3cp)
70500	Skills - Drafting (2cp) Plus BBus major subjects (10cp)

Stage 9

71211	Evidence (7cp)
71201	Skills - Alternative Dispute Resolution (2cp)
70705	Skills - Litigation (4cp) Plus BBus major subjects (10cp)

Stage 10

71212	Revenue Law (7cp)
70900	Skills - Moot (3cp) Plus Law Elective (7cp) Plus BBus major subjects (5cp)

* indicates full year subject totalling 8cp or 10cp.

BACHELOR OF SCIENCE/BACHELOR OF LAWS

Stage 1

70113	Legal Process and History* (5cp)
70211	Law of Contract* (4cp)
70311	Law of Tort* (4cp)
70100	Skills - Legal Research and Writing (2cp)
66013	Geology I (SL) (5cp)
65013	Chemistry I (SL) (5cp)

Stage 2

70113	Legal Process and History* (5cp)
70211	Law of Contract* (8cp)
70311	Law of Tort* (8cp)
70200	Skills - Case Analysis and Statutory Interpretation (2cp)
65025	Chemistry II (SL) (5cp)
33171	Science Mathematics I (4 cp)

Stage 3	
70212	Criminal Law (7cp)
70312	Real Property (7cp)
70400	Skills - Computerised Legal Research (2cp)
68081	Physics I (SL) (5cp)
60301	Treatment of Scientific Data (3cp)
Stage 4	
70411	Commercial Transactions (7cp)
70611	Federal Constitutional Law (7cp)
66404	Resource Management (3cp)
33172	Science Mathematics II (3cp)
67201	Materials Science I (4cp)
Stage 5	
70612	Administrative Law (7cp)
70514	Family Law (5cp)
70513	Succession (4cp)
91389	Biology I (SL) (5cp)
67302	Polymers I (SL) (3cp)
Stage 6	
70412	Corporate Law (7cp)
70511	Equity and Trusts (7cp)
70500	Skills - Drafting (2cp)
91390	Biology II (SL) (5cp)
68082	Physics II (SL) (5cp)
Stage 7	
71114	Remedies and Restitution (7cp)
71115	Insolvency (3cp)
70600	Skills - Pleadings (2cp) Plus Science electives (12cp)
Stage 8	
71112	Conflict of Laws (7cp)
70300	Skills - Conveyancing (3cp) Plus Science electives (12cp)
Stage 9	
71211	Evidence (7cp)
71201	Skills - Alternative Dispute Resolution (2cp)
70705	Skills - Litigation (4cp) Plus Science electives (11cp)
Stage 10	
71212	Revenue Law (7cp)
70900	Skills - Moot (3cp) Plus Law Elective (7cp)** Plus Science electives (6cp)

* indicates full-year subject.

** Law elective or any combination of elective skills.

OLD COURSE TO NEW COURSE TRANSITION ARRANGEMENTS

On 7 October 1992 the Academic Board approved changes to the LLB, BBusLLB and BScLLB programs for implementation in 1993. Existing students who re-enrol in 1993 need to be aware that they have options regarding their progress as the courses go through a transitional phase. Advice regarding subject equivalences and transitional arrangements are also set out below.

Bachelor of Laws

Students wishing to remain in the present LLB course

Subject to the next paragraph, existing students who wish to remain in the present LLB course instead of transferring to the new LLB course will be required to opt out of the new course by 8 February 1993, rather than to opt in by a prescribed date. Such students must write a letter to that effect to the Head of School by 8 February 1993. Students who opt to remain in the present course will be required to attend classes which may be timetabled over the full year for 70112 Introduction to the Legal System, 70111 Constitutional and Legal History, 70211 Elements of Contract and 70311 Law of Tort. Students studying 70512 Family Law (including Succession) will attend classes in both 70514 Family Law and 70513 Succession. Students taking 70700 Skills 7 and 70800 Skills 8 will attend classes in 70705 Skills - Litigation, and students studying 71111 Law of Remedies will attend classes in both 71114 Remedies and Restitution and 71115 Insolvency.

Students who, prior to 8 February 1993, seek a letter from the university stating that they have completed the LLB course at a particular date before 8 February 1993 will be required to elect whether they intend to complete either the present course or the new course, and will be bound by their election.

Students wishing to transfer to the new LLB course

Re-enrolling students who wish to transfer to the new LLB course need do nothing, since unless they opt out of it in writing by 8 February 1993, they will be deemed to have transferred to the new course.

Students who transfer to the new LLB course will be given credit for equivalent subjects completed in the old LLB course in accordance with the following table.

Old:	{70112 Introduction to the Legal System 70111 Constitutional and Legal History *
New:	70113 Legal Process & History
Old:	70100 Skills I
New:	70100 Skills - Legal Research and Writing

Old:	70212 Criminal Law
New:	70212 Criminal Law
Old:	70211 Element of Contracts
New:	70211 Law of Contract
Old:	70200 Skills 2
New:	70200 Skills - Case Analysis and Statutory Interpretation
Old:	70311 Law of Tort
New:	70311 Law of Tort
Old:	70312 Land Law
New:	70312 Real Property
Old:	70300 Skills 3
New:	0300 Skills - Conveyancing
Old:	70411 Commercial Transactions
New:	70411 Commercial Transactions
Old:	70412 Law of Associations
New:	70412 Corporate Law
Old:	70400 Skills 4
New:	70400 Skills - Computerised Legal Research
Old:	70511 Equity and Trusts
New:	70511 Equity and Trusts
Old:	70512 Family Law (including Succession)
New:	{70514 Family Law 70513 Succession
Old:	70500 Skills 5
New:	70500 Skills - Drafting
Old:	70611 Constitutional Law
New:	70611 Federal Constitutional Law
Old:	70612 Administrative Law
New:	70612 Administrative Law
Old:	70600 Skills 6
New:	70600 Skills - Pleading
Old:	{70700 Skills 7 70800 Skills 8 *
New:	70705 Skills - Litigation
Old:	70900 Skills 9
New:	70900 Skills - Moot
Old:	71111 Law of Remedies
New:	{71114 Remedies and Restitution 71115 Insolvency
Old:	71112 Conflict of Laws
New:	71112 Conflict of Laws
Old:	71211 Law of Evidence
New:	71211 Evidence
Old:	71212 Revenue Law
New:	71212 Revenue Law
Old:	Optional Skills
New:	Elective Skills
Old:	Option (and Research Project)
New:	Elective (and corresponding Research Project)

* Students who have completed only one of these subjects will be given partial credit in the corresponding subject in the new course, and a program of study for such students will be determined by the Head of School or delegate, in consultation with the Subject Coordinator.

In addition, students transferring to the new LLB course will be given a credit of up to 12 credit points, made up of any combination of an Elective (7 credit points), Elective Skills (2 credit points each) and/or 71115 Insolvency (3 credit points). Thus, a transferring student will have to study only six Electives and two Elective Skills, but need not study 71113 Insolvency. A transferring student is not bound to take up any or all of the 12 credit points.

Transitional arrangements for LLB

The School proposes to implement the following transitional arrangements for re-enrolling students:

The normal transitional program for re-enrolling students for 1993 onwards will be as follows:

Stage 1 completed by end of Spring 1992

Normal Stage/subjects that students will enrol in from 1993 onwards

1993A: Law of Tort; Law of Contract; Criminal Law; Skills - Case Analysis and Statutory Interpretation

1993S: Law of Tort; Law of Contract; Federal Constitutional Law; Skills - Computerised Legal Research

1994A: Stage 4 (*all Stage references hereafter are to Stages in the new part-time structure set out below*), except that in Stage 4, Real Property will replace Federal Constitutional Law

1994S: Stage 6

1995A: Stage 5

1995S: Stage 8 (except that Skills - Pleadings will replace Skills - Moot)

1996A: Stage 7 (except that Skills - Moot will replace Skills - Pleadings)

1996S: Stage 10*

1997A: Stage 9*

1997S: Stage 12*

1998A: Stage 11*

Stage 2 completed by end of Spring 1992

Either

1993A: Criminal Law; Real Property; Skills - Computerised Legal Research

1993S: Commercial Transactions; Federal Constitutional Law; Skills - Conveyancing

or

1993A: Law of Tort; Real Property; Skills - Computerised Legal Research; Skills - Conveyancing

1993S: Law of Tort; Commercial Transactions; Federal Constitutional Law

Thereafter

1994A ff: Stage 5 ff*

Stage 3 completed by end of Spring 1992

1993A: Federal Constitutional Law; Administrative Law; Skills - Computerised Legal Research

1993S: Stage 6 (waiving Commercial Transactions as a corequisite for Corporate Law)

1994A: Stage 5 (except that Commercial Transactions will replace Administrative Law)

1994S: Stage 8 (except that Skills - Pleadings will replace Skills - Moot)

1995A: Stage 7 (except that Skills - Moot will replace Skills - Pleadings)

1995S: Stage 10*

1996A: Stage 9*

1996S: Stage 12*

1997A: Stage 11*

Stage 4 completed by end of Spring 1992

1993A: Equity and Trusts; Family Law; Succession

1993S: Federal Constitutional Law; Administrative Law; Skills - Drafting

1994A ff: Stage 7 ff*

Stage 5 completed by end of Spring 1992

1993A: Federal Constitutional Law; Administrative Law; Skills - Pleadings

1993S: Stage 8

1994A: Stage 7 (except that Skills - Moot will replace Skills - Pleadings)

1994S: Stage 10*

1995A: Stage 9*

1995S: Stage 12*

1996A: Stage 11*

Stage 6 completed by end of Spring 1992

1993A: Remedies and Restitution; [Insolvency; or if credit is taken for Insolvency, then Conflict of Laws]; Skills - Litigation

1993S ff: Stage 8 ff* (except that Evidence may replace Conflict of Laws in Stage 8, and an Elective may replace Evidence in Stage 9)

Stage 7 completed by end of Spring 1992

1993A: Remedies and Restitution; [Insolvency; or if credit is taken for Insolvency, then Conflict of Laws]; Skills - Litigation (part involving Litigation Management)

1993S: Stage 8 (except that Evidence may replace Conflict of Laws)

1994A: Stage 9 (if Conflict of Laws or Evidence has been previously taken, then Elective 2 in lieu)

1994S + 1995A: Remaining Electives and Elective Skills (only four Electives and two Elective Skills need be studied, if transfer credits are taken)

Stage 8 completed by end of Spring 1992

1993A: Remedies and Restitution; [Insolvency]; Conflict of Laws; Skills - Moot

1993S: Evidence; Revenue Law; Skills - ADR

1994A + 1994S: Remaining Electives and Elective Skills (only two Electives and two Elective Skills need be studied, if transfer credits are taken)

Stage 9 completed by end of Spring 1992

1993A Remedies and Restitution; [Insolvency]; Conflict of Laws; Skills - ADR

1993S + 1994A: Revenue Law; Evidence; then remaining Elective Skills (only two Elective Skills need be studied, if transfer credits are taken)

Stage 10 completed by end of Spring 1992

1993A: Remedies and Restitution; [Insolvency]; Conflict of Laws; Skills - ADR

1993S: Revenue Law; Evidence; then remaining Elective Skills (only one Elective Skill need be studied, if transfer credits are taken)

Stage 11 completed by end of Spring 1992

1993A: Revenue Law; Evidence; Skills - ADR

** Re-enrolling students transferring to the new LLB course will be given a credit of up to 12 credit points of an Elective, Elective Skills and/or Insolvency. In addition, holders of a degree from a recognised tertiary institution who have not already been granted exemptions of 16 semester hours of options will be entitled to exemptions of 28 credit points of electives.*

The above progression is designed to maximise the possibility of the earliest possible introduction of the offering of subjects every other semester by ensuring that subjects identified as first or second semester subjects are part of the normal progression for re-enrolling students in the appropriate semesters.

The Sub-Dean will have power to approve a program of studies for re-enrolling students whose progression in the course to date has not been normal. Such students are requested to contact Mrs Philippa Williams, the School's Administrative Officer, for advice in the first instance.

Subject to evidence of student hardship or other compelling reasons, the School will not offer the following core subjects in 1993:

Autumn 1993: Commercial Transactions; Corporate Law; Skills - Drafting.

Spring 1993: Criminal Law; Real Property; Family Law; Succession; Skills - Computerised Legal Research.

Solely to assist in the transition to the new course, supplementary examinations will be offered by the School in late January 1993 (exact dates given below) to all students who fail the following subjects in Spring 1992: Legal and Constitutional History; Introduction to the Legal System; Elements of Contract; Law of Tort; Commercial Transactions; Law of Associations. Supplementary examinations will not be offered in any other subject. These supplementary examinations are to be regarded as a privilege, not a right, so that any student who cannot attend on the dates timetabled for them will not be able to sit them. It is the responsibility of the student wishing to avail himself or herself of this privilege to ensure that he or she is able to take the relevant examination on the date fixed for it.

The timetable for the supplementary examinations will be as follows (the length of each examination will be the same as that of the final examination in the subject in Spring 1992):

Introduction to the Legal System; Law of Associations: Thursday 28 January 1993 at 6p.m.

Elements of Contract: Friday 29 January 1993 at 6p.m.

Commercial Transactions: Monday 1 February 1993 at 6p.m.

Law of Tort: Tuesday 2 February 1993 at 6p.m.

Legal and Constitutional History: Wednesday 3 February 1993 at 6p.m.

If the failed student does sufficiently well in the supplementary examination so that, having regard to the student's overall performance in the subject, the coordinating examiner recommends that the student

pass the subject, the student's final mark for the subject will be only at best 50 P.

Students who are in a position to complete at the end of 1992 or in January 1993 should complete under either the present course requirements or the new course requirements, and should not be able to straddle both courses (thus, a student who wishes to be certified as having completed the course as at 4 January 1993 must not have any outstanding work not yet assessed by that date). It will not be possible to certify before 4 January 1993 that a student has completed the new course.

The Honours Rules are amended so that instead of basing the mark for Honours on a student's best 14 subjects (excluding Skills, but including Research Project 4), the School will determine the Honours mark for 1993 onwards on the total marks for all law subjects (excluding Skills), except the student's six worst marks (however, the mark for Research Project 4 must be included). The amended Rules apply to all students in the new course to the exclusion of the existing Honours Rules.

In relation to Spring 1992 only, any student who is enrolled in Spring 1992 in subjects which are not required for completion of the new course in Autumn 1993, and who seeks to complete the new course in Autumn 1993 may withdraw without penalty from any such subjects, provided that he or she applies through the Sub-Dean for leave to withdraw on or before **13 November 1992**. It will not be possible to certify before 4 January 1993 that a student has completed the new course.

The following policy will apply to progression and acceleration:

Students will be permitted to enrol in subjects totalling up to 28 credit points each semester with the leave of the Head of School or nominee, provided that there is no timetable clash; prerequisites and corequisites are satisfied; class size ceilings are not exceeded; the student's academic record indicates he or she is capable of performing satisfactorily when accelerating; and the student can demonstrate that his/her work and other non-study commitments permit him/her to accelerate without detriment to his/her studies.

The School of Law is unable to guarantee that there will be no timetable clash or no final examination clashes where students do not progress normally.

All students, whether full-time or part-time, who wish to enrol in any combination of subjects other than that which is normal progression are required to submit a Progression Variation Form. [For Autumn 1993, students should lodge their completed Progression Variation Forms through the General Papers office by Friday 29 January 1993.]

Bachelor of Business/Bachelor of Laws Transitional Arrangements

Students wishing to remain in the present

BBusLLB course

Students who wish to remain in the old BBusLLB course need do nothing, since unless they opt to transfer to the new BBusLLB course by 8 February 1993, they will be taken to have elected to continue in the present BBusLLB course. However, there will be some changes to the normal Law progression for 1993 onwards.

Students who opt to remain in the old course will be required to attend classes which may be timetabled over the full year for 70112 Introduction to the Legal System, 70111 Constitutional and Legal History, 70211 Elements of Contract and 70311 Law of Tort. Students studying 70512 Family Law (including Succession) will attend classes in both 70514 Family Law and 70513 Succession. Students taking 70700 Skills 7 and 70800 Skills 8 will attend classes in 70705 Skills - Litigation, and students studying 71111 Law of Remedies will attend classes in both 71114 Remedies & Restitution and 71115 Insolvency.

The normal Law progression for students for 1993 onwards who remain in the old BBusLLB course will be as follows (the normal Business progression remains the same as of old):

Stage (Semester) 2 completed by end of Spring 1992

Normal Stage/subjects that students will enrol in from 1993 onwards

1993A: 70211 Elements of Contract*; 70311 Law of Tort*; 70212 Criminal Law; 70200 Skills - Case Analysis and Statutory Interpretation

1993S: 70211 Elements of Contract*; 70311 Law of Tort*; 70611 Federal Constitutional Law ("Constitutional Law"); 70300 Skills - Conveyancing

** Subjects to be taught over two semesters*

1994A: 70312 Real Property ("Land Law"); 70612 Administrative Law; 70400 Skills - Computerised Legal Research

1994S: 70411 Commercial Transactions; 70412 Corporate Law ("Law of Associations"); 70500 Skills - Drafting

1995A: 70512 Family Law (including Succession); 70600 Skills - Pleadings; 70700 Skills - Practice and Procedure; 70800 Skills - Litigation Management

1995S: 70511 Equity and Trusts; Law Option 1; Law Option 2; 70900 Skills - Moot

1996A: 71111 Law of Remedies; 71211 Evidence; Optional Skills Seminar 1; Optional Skills Seminar 2

1996S: 71112 Conflict of Laws; 71212 Revenue Law; Law Option 3; Law Option 4; Optional Skills Seminar 3

Stage (Semester) 4 completed by end of Spring 1992

1993A: 70611 Federal Constitutional Law ("Constitutional Law"); 70612 Administrative Law; 70400 Skills - Computerised Legal Research

1993S: 70411 Commercial Transactions; 70412 Corporate Law ("Law of Associations"); 70500 Skills - Drafting

1994A: 70512 Family Law (including Succession); 70600 Skills - Pleadings; 70700 Skills - Practice and Procedure; 70800 Skills - Litigation Management

1994S: 70511 Equity and Trusts; Law Option 1; Law Option 2; 70900 Skills - Moot

1995A: 71111 Law of Remedies; 71211 Evidence; Optional Skills Seminar 1; Optional Skills Seminar 2

1995S: 71112 Conflict of Laws; 71212 Revenue Law; Law Option 3; Law Option 4; Optional Skills Seminar 3

Stage (Semester) 6 completed by end of Spring 1992

1993A: 70611 Federal Constitutional Law ("Constitutional Law"); 70600 Skills - Pleadings; 70700 Skills - Practice and Procedure; 70800 Skills - Litigation Management

1993S: 70612 Administrative Law; Law Option 1; Law Option 2; 70900 Skills - Moot

1994A: 71111 Law of Remedies; 71211 Evidence; Optional Skills Seminar 1; Optional Skills Seminar 2

1994S: 71112 Conflict of Laws; 71212 Revenue Law; Law Option 3; Law Option 4; Optional Skills Seminar 3

Students whose progression to date has not been normal must seek approval for an appropriate program of studies. Approval should be sought from the Director of Undergraduate Programs of the Faculty of Business or the Sub-Dean of the Faculty of Law and Legal Practice for the Business or Law subjects in a proposed program.

Students who complete the requirements for the present BBusLLB degree (including the requirements for a particular major in Business) will receive two testamurs ("Bachelor of Business" and "Bachelor of Laws"). However, if before completion any student withdraws with approval from either the BBus or the LLB course, he or she will be required to fulfil all the requirements for the single award of the Bachelor of Business or the Bachelor of Laws respectively.

Honours will be awarded for the LLB in accordance with the LLB Honours Rules applicable to the old

LLB course. To obtain the BBus Honours degree, students will be required to undertake an additional year of full-time study or the equivalent in part-time study.

Students wishing to transfer to the new BBusLLB course

Existing students who wish to transfer to the new BBusLLB course must opt to do so by 8 February 1993. Such students must write a letter to that effect to either the Director of the Undergraduate Programme of the Faculty of Business or the Sub-Dean of the Faculty of Law and Legal Practice by 8 February 1993.

A joint degree (i.e. one testamur with the title "Bachelor of Business and Bachelor of Laws") will be awarded to students who successfully complete the new course. However, students who complete the new BBusLLB course and any extra subjects required to complete the normal BBus programme will receive two testamurs.

Students who transfer to the new course will not be required to study the following law subjects which they would be obliged to study in the old joint degree: three law options, and three optional Skills Seminars. However, students may elect to do a combination of Elective Skills instead of the Law Elective in the new course.

Students transferring to the new course will still undertake the same subjects as in the current BBus component, except that (i) they will not be required to complete 21609 Corporate Strategy; and (ii) for a small number of current students undertaking majors other than Accounting, three fewer subjects will be required to complete that major in the new joint degree. The majority of current students are enrolled in the Accounting major, which contains three law subjects (commercial, corporate, revenue) for which exemptions will be granted on the basis that equivalent law subjects will be studied as part of the LLB component.

Students who transfer to the new course will be given credit for equivalent Business and Law subjects completed in the present degree. Thus, credit for the Law subjects will be granted in accordance with the following table:

Old:	{70112 Introduction to the Legal System {70111 Constitutional and Legal History *
New:	70113 Legal Process and History
Old:	70100 Skills 1
New:	70100 Skills - Legal Research and Writing
Old:	70212 Criminal Law
New:	70212 Criminal Law
Old:	70211 Element of Contracts
New:	70211 Law of Contract

Old:	70200 Skills 2
New:	70200 Skills - Case Analysis and Statutory Interpretation
Old:	70311 Law of Tort
New:	70311 Law of Tort
Old:	70312 Land Law
New:	70312 Real Property
Old:	70300 Skills 3
New:	70300 Skills - Conveyancing
Old:	70411 Commercial Transactions
New:	70411 Commercial Transactions
Old:	70412 Law of Associations
New:	70412 Corporate Law
Old:	70400 Skills 4
New:	70400 Skills - Computerised Legal Research
Old:	70511 Equity and Trusts
New:	70511 Equity and Trusts
Old:	70512 Family Law (including Succession)
New:	{70514 Family Law {70513 Succession
Old:	70500 Skills 5
New:	70500 Skills - Drafting
Old:	70611 Constitutional Law
New:	70611 Federal Constitutional Law
Old:	70612 Administrative Law
New:	70612 Administrative Law
Old:	70600 Skills 6
New:	70600 Skills - Pleading
Old:	{70700 Skills 7 {70800 Skills 8 *
New:	70705 Skills - Litigation
Old:	70900 Skills 9
New:	70900 Skills - Moot
Old:	71111 Law of Remedies
New:	{71114 Remedies & Restitution {71115 Insolvency
Old:	71112 Conflict of Laws
New:	71112 Conflict of Laws
Old:	71211 Law of Evidence
New:	71211 Evidence
Old:	71212 Revenue Law
New:	71212 Revenue Law
Old:	Optional Skills
New:	Elective Skills
Old:	Option (and Research Project)
New:	Law Elective (and corresponding Research Project)

* Students who have completed only one of these subjects will be given partial credit in the corresponding subject in the new course, and a program of study for such students will be determined by the Head of the School of Law or delegate, in consultation with the Subject Coordinator.

Transitional Arrangements for BBusLLB

The normal transitional program for re-enrolling students who transfer to the new course will be as follows for 1993 onwards.

Stage (Semester) 2 completed by end of Spring 1992

Normal Stage/subjects that students will enrol in from 1993 onwards

1993A: 70311 Law of Tort; 70211 Law of Contract; 70212 Criminal Law; 70611 Federal Constitutional Law; 70200 Skills - Case Analysis and Statutory Interpretation

[No BBus subjects will be studied]

1993S: 70311 Law of Tort; 70211 Law of Contract; 70612 Administrative Law; 70400 Skills - Computerised Legal Research

[For BBus subjects, consult the Director of Undergraduate Programs in the Faculty of Business]

1994A: Stage 5 (*all Stage references hereafter are to Stages in the new course structure set out below*), except that 70312 Real Property will replace 70612 Administrative Law, and 70411 Commercial Transactions will be added

[No BBus subjects will be studied]

1994S: Stage 6

1995A: Stage 7

1995S: Stage 8

1996A: Stage 9

1996S: Stage 10

Stage (Semester) 4 completed by end of Spring 1992

1993A: Stage 5, plus 70611 Federal Constitutional Law and 70400 Skills - Computerised Legal Research

[No BBus subjects will be studied]

1993S: Stage 6, plus 70411 Commercial Transactions

[No BBus subjects will be studied]

1994A: Stage 7

1994S: Stage 8 (omitting 70300 Skills - Conveyancing, which will have been previously completed)

1995A: Stage 9

1995S: Stage 10

Stage (Semester) 6 completed by end of Spring 1992

1993A: 70611 Federal Constitutional Law; 70612 Administrative Law; 70600 Skills - Pleadings

2 BBus major subjects (e.g. 22520 Financial Accounting III; 22522 Auditing)

1993S: 71112 Conflict of Laws; 71114 Remedies and Restitution; 70705 Skills - Litigation; 71201 Skills - Alternative Dispute Resolution

1 BBus major subject (e.g. 22521 Management Accounting III)

1994A: 71115 Insolvency; 71211 Evidence; 71212 Revenue Law; Law Elective (or Elective Skills); 70900 Skills - Moot

or

1993A: 70611 Federal Constitutional Law; 70612 Administrative Law; 71114 Remedies and Restitution

1993S: 71112 Conflict of Laws; 70600 Skills - Pleadings

Two BBus major subjects (e.g. 22520 Financial Accounting III; 22522 Auditing)

1994A: 71115 Insolvency; 71211 Evidence; 71201 Skills - Alternative Dispute Resolution; 70705 Skills - Litigation

One BBus major subject (e.g. 22521 Management Accounting III)

1994S: 71212 Revenue Law; Law Elective (or Elective Skills); 70900 Skills - Moot]

Subject to final Academic Board approval the joint degree may be awarded with Honours.

If before completion any student withdraws with approval from either the BBus or the LLB course, he or she will be required to fulfil all the requirements for the single award of the Bachelor of Business or the Bachelor of Laws respectively. For BBus students, this will require the completion of the capstone unit 21609 Corporate Strategy and three additional units in the Major. Elective units of up to 20 credit points may be transferred from their introductory law units.

Bachelor of Science/Bachelor of Laws

Students wishing to remain in the present BScLLB course

Students who wish to remain in the old BScLLB course instead of transferring to the new BScLLB course are required to opt to do so by 8 February 1993. Such students must write a letter to that effect to either the Sub-Dean of the Faculty of Science or the Sub-Dean of the Faculty of Law and Legal Practice by 8 February 1993.

Students who opt to remain in the old course will be required to attend classes which may be timetabled over the full year for 70112 Introduction to the Legal System, 70111 Constitutional and Legal History, 70211 Elements of Contract and 70311 Law of Tort.

Students studying 70512 Family Law (including Succession) will attend classes in both 70514 Family Law and 70513 Succession. Students taking 70700 Skills 7 and 70800 Skills 8 will attend classes in 70705 Skills - Litigation, and students studying 71111 Law of Remedies will attend classes in both 71114 Remedies and Restitution and 71115 Insolvency.

The normal Law progression for students continuing in the old course for 1993 onwards will be as follows (the normal Science progression remains the same as of old):

Stage (Semester) 2 completed by end of Spring 1992

Normal Stage/subjects that students will enrol in from 1993 onwards

Either

1993A: 70212 Criminal Law; 70312 Real Property; 70400 Skills - Computerised Legal Research

1993S: 70411 Commercial Transactions; 70611 Federal Constitutional Law; 70300 Skills - Conveyancing

or

1993A: 70311 Law of Tort*; 70312 Real Property; 70400 Skills - Computerised Legal Research; 70300 Skills - Conveyancing

1993S: 70311 Law of Tort*; 70411 Commercial Transactions; 70611 Federal Constitutional Law

** Subject taught over two semesters*

Thereafter

1994A: 70512 Family Law (including Succession); 70612 Administrative Law; 70600 Skills - Pleadings

1994S: 70412 Corporate Law; 70511 Equity and Trusts; 70500 Skills - Drafting

1995A: 77011 Industrial and Intellectual Property; Law Option 1; 70700 Skills - Practice and Procedure; 70800; Skills - Litigation Management

1995S: 71112 Conflict of Laws; 71212 Revenue Law; 70900 Skills - Moot

1996A: 71111 Law of Remedies; 71211 Evidence; Optional Skills Seminar 1; Optional Skills Seminar 2

1996S: Law Option 2; Law Option 3; Optional Skills Seminar 3

Stage (Semester) 4 completed by end of Spring 1992

1993A: 70512 Family Law (including Succession); 70611 Federal Constitutional Law ("Constitutional Law"); 70600 Skills - Pleadings

1993S: 70511 Equity and Trusts; 70612 Administrative Law; 70500 Skills - Drafting

1994A: 77011 Industrial and Intellectual Property; Law Option 1; 70700 Skills - Practice and Procedure; 70800; Skills - Litigation Management

1994S: 71112 Conflict of Laws; 71212 Revenue Law; 70900 Skills - Moot

1995A: 71111 Law of Remedies; 71211 Evidence; Optional Skills Seminar 1; Optional Skills Seminar 2

1995S: Law Option 2; Law Option 3; Optional Skills Seminar 3

Stage (Semester) 6 completed by end of Spring 1992

1993A: 77011 Industrial and Intellectual Property; Law Option 1; 70700 Skills - Practice and Procedure; 70800; Skills - Litigation Management

1993S: 71112 Conflict of Laws; 71212 Revenue Law; 70900 Skills - Moot

1994A: 71111 Law of Remedies; 71211 Evidence; Optional Skills Seminar 1; Optional Skills Seminar 2

1994S: Law Option 2; Law Option 3; Optional Skills Seminar 3

Students whose progression to date has not been normal must seek approval for an appropriate programme of studies. Approval should be sought from the Sub-Dean of the Faculty of Science or the Sub-Dean of the Faculty of Law and Legal Practice for the Science or Law subjects in a proposed program.

Students who complete the requirements for the old BScLLB degree will receive one testamur ("Bachelor of Science and Bachelor of Laws").

Honours will be awarded for the LLB component of the joint degree in accordance with the LLB Honours Rules applicable to the old LLB course.

Students wishing to transfer to the new BScLLB course

Re-enrolling students who wish to transfer to the new BScLLB course need do nothing, since, unless they opt out of it in writing by 8 February 1993, they will be taken to have transferred to the new course.

Re-enrolling students who transfer to the new joint degree will not be required to study the following law subjects which they would be obliged to study in the old joint degree: 77011 Industrial and Intellectual Property (this subject may be studied as a law elective, however), two law options, and three optional Skills Seminars.

Students who transfer to the new course will be given credit for subjects completed in the old degree. For example, credit for the Law subjects will be granted in accordance with the following table:

Old:	{70112 Introduction to the Legal System 70111 Constitutional and Legal History*
New:	70113 Legal Process & History
Old:	70100 Skills 1
New:	70100 Skills - Legal Research and Writing
Old:	70212 Criminal Law
New:	70212 Criminal Law
Old:	70211 Element of Contracts
New:	70211 Law of Contract
Old:	70200 Skills 2
New:	70200 Skills - Case Analysis and Statutory Interpretation
Old:	70311 Law of Tort
New:	70311 Law of Tort
Old:	70312 Land Law
New:	70312 Real Property
Old:	70300 Skills 3
New:	70300 Skills - Conveyancing
Old:	70411 Commercial Transactions
New:	70411 Commercial Transactions
Old:	70412 Law of Associations
New:	70412 Corporate Law
Old:	70400 Skills 4
New:	70400 Skills - Computerised Legal Research
Old:	70511 Equity and Trusts
New:	70511 Equity and Trusts
Old:	70512 Family Law (including Succession)
New:	{70514 Family Law 70513 Succession
Old:	70500 Skills 5
New:	70500 Skills - Drafting
Old:	70611 Constitutional Law
New:	70611 Federal Constitutional Law
Old:	70612 Administrative Law
New:	70612 Administrative Law
Old:	70600 Skills 6
New:	70600 Skills - Pleading
Old:	{70700 Skills 7 70800 Skills 8 *
New:	70705 Skills - Litigation
Old:	70900 Skills 9
New:	70900 Skills - Moot
Old:	71111 Law of Remedies
New:	{71114 Remedies and Restitution 71115 Insolvency
Old:	71112 Conflict of Laws
New:	71112 Conflict of Laws
Old:	71211 Law of Evidence
New:	71211 Evidence
Old:	71212 Revenue Law
New:	71212 Revenue Law

Old:	Optional Skills
New:	Elective Skills
Old:	Option (and Research Project)
New:	Law Elective (and corresponding Research Project)

* Students who have completed only one of these subjects will be given partial credit in the corresponding subject in the new course, and a programme of study for such students will be determined by the Head of the School of Law or delegate, in consultation with the Subject Coordinator.

Students who have completed science subjects which no longer appear as core or elective subjects in the new course will retain full credit for all subjects completed. These students will not be academically disadvantaged in any way, but should consult a Science adviser for the most appropriate way to proceed through the degree under the revised structure.

Transitional Arrangements for BScLLB

The normal transitional Law program for re-enrolling students who transfer to the new course will be as follows for 1993 onwards

Stage (Semester) 2 completed by end of Spring 1992

Normal Stage/subjects that students will enrol in from 1993 onwards

Either

1993A: Criminal Law; Real Property; Skills - Computerised Legal Research

1993S: Commercial Transactions; Federal Constitutional Law; Skills - Conveyancing

or

1993A: Law of Tort*; Real Property; Skills - Computerised Legal Research; Skills - Conveyancing

1993S: Law of Tort*; Commercial Transactions; Federal Constitutional Law

* Subject taught over two semesters

Thereafter

1994A-1996S: Stages 5-10 (all Stage references hereafter are to Stages in the new course structure set out at pp. 1-2)

Stage (Semester) 4 completed by end of Spring 1992

1993A: Stage 5, except that 70611 Federal Constitutional Law will replace 70612 Administrative Law

1993S: Stage 6, except that 70612 Administrative Law will replace 70412 Corporate Law

1994A-1995S: Stages 7-10 (omitting in Stage 8 70300 Skills - Conveyancing, which will have been previously completed)

Stage (Semester) 6 completed by end of Spring 1992

1993A-1994S: Stage 7-10 (omitting in Stage 8
70300 Skills - Conveyancing, which will have been
previously completed)

A joint degree (i.e. one testamur with the title
"Bachelor of Science and Bachelor of Laws") will be
awarded to students who successfully complete the
course. Subject to final Academic Board approval
the joint degree may be awarded with Honours.

If before completion any student withdraws with
approval from either the BSc or the LLB course, he
or she will be required to fulfil all the requirements
for the single award of the Bachelor of Science or
the Bachelor of Laws respectively.

POSTGRADUATE COURSES

COURSE INFORMATION AND ENQUIRIES

Graduate Courses Officer

Ms Anne Maree Payne
Room B304, City Campus – Markets
Telephone: (02) 330 3427 or 330 3444.

Administrative Assistant – Postgraduate

Mrs Won-mi Choi
Room B305, City Campus – Markets
Telephone: (02) 330 3428 or 330 3444.

Administrative Secretary - Postgraduate

Mrs Nola Grierson
Room B206, City Campus – Markets
Telephone: (02) 330 3410 or 330 3444
Facsimile: (02) 330 3421.

Academic advice may be obtained from

Associate Professor Dr Katrin Cutbush-Sabine
Sub-Dean, Director of Postgraduate Programs
Room B329, City Campus – Markets
Telephone: (02) 330 3442 or 330 3444

(Please contact the Administrative Secretary,
telephone 330 3410, to make appointments to see the
Sub-Dean.)

POSTGRADUATE STUDIES AND SCHOLARSHIPS OFFICE

Enquiries in relation to application requirements,
scholarships, fees and other administrative issues
should be directed to the Postgraduate Studies and
Scholarships Office.

For enquiries about scholarships, telephone
330 1521.

For enquiries about admissions, telephone
330 1523.

For enquiries about fees/records, telephone
330 1520.

ADMISSION REQUIREMENTS

Candidates for the PhD and the SJD must have a
Masters degree, or an LLB with first class honours
or second class honours, division 1. Candidates for
the Master of Laws must have an LLB or equivalent
qualification or high professional standing, for
admission as Category A applicants. Applicants
with an SAB or BAB qualification may be admitted
as Category B candidates. Applicants in this latter
category are required to attend seminars in Advanced
Legal Research in their first year. The School of
Law requires such candidates to pass this subject and
all other subjects attempted in the first year of
candidature. There are no other conditions for
Category B applicants, who are eligible for the
award of LLM in honours (provided all other
honours requirements are met).

As the School of Law is essentially a professional law school, strong emphasis is placed upon professional standing and experience in assessing LLM (by coursework) candidates. The number of places available in each year is limited. However, all suitably qualified persons are encouraged to apply. Applications are assessed by the Sub-Dean, and other UTS staff will not speculate on an applicant's likelihood of success.

Master of Dispute Resolution

Applicants should hold a four-year Bachelor degree from an Australian university, or an equivalent tertiary qualification. Applicants who have not gained the requisite tertiary qualification may be admitted if they can demonstrate equivalent work experience and the ability to undertake projects at an advanced level. Completion of the qualifications of professional bodies in dispute resolution, e.g. the Institute of Arbitrators, may be accepted as proof of ability to undertake such projects.

Master of Taxation

The three categories of admission to the Master of Taxation program are:

- a degree from a recognised university or college with an appropriate major; or
- completion of a relevant graduate diploma at a recognised university or college at a credit average level; or
- satisfaction of the entry requirements set by the Institute of Chartered Accountants for their professional year, or admission criteria set by the Australian Society of Certified Practising Accountants.

Strong emphasis is placed upon professional standing and experience in assessing candidates. The number of places available in each year is limited. However, all suitably qualified persons are encouraged to apply. Applications are assessed by the Sub-Dean, and other UTS staff will not speculate on an applicant's likelihood of success.

Graduate Diploma in Australian Law

The Graduate Diploma in Australian Law is designed to permit lawyers from Commonwealth countries to satisfy all or some of their academic requirements for admission as a solicitor or barrister of the supreme court of NSW. Applicants should contact the admission authority to determine the subjects they are required to complete to be eligible to practice in NSW *before* lodging their application.

Candidates for the Graduate Diploma must have a bachelor degree in law, or be admitted to practice as a solicitor or barrister in a common law jurisdiction.

(This course is not appropriate for candidates who are already admitted to practice in NSW.)

Graduate Diploma in Industrial Property

Applicants should hold a degree in Science or Engineering, or equivalent.

Graduate Certificate in Comparative Law

Applicants for the Graduate Certificate must hold a bachelor degree in civil law, or be admitted to practice as a lawyer in a civil law jurisdiction. (This course is not appropriate for candidates with common law qualifications, or those who are admitted to practice in a common law jurisdiction.)

Applicants must also satisfy the English Language Proficiency requirements of the School of Law, which requires international candidates to have a minimum International English Language Testing System (IELTS) score of 6.5 before enrolling in postgraduate studies. For further details contact the International Programs Office at UTS' postal address.

Owing to student visa restrictions, international candidates are required to enrol on a full-time basis only.

Exemptions

Exemptions are *not given* for subjects undertaken towards another completed degree program, or for studies not undertaken at the postgraduate level.

Applications for exemption will not be considered until *after* enrolment. Certified copies of academic transcripts must be produced for each exemption sought.

APPLICATION PROCEDURE

Doctor of Philosophy

Applicants for the PhD should contact the Sub-Dean, Associate Professor Dr Katrin Cutbush-Sabine, to discuss their proposed program of study, *prior to the submission of their application*.

Applicants for the PhD should complete a *Doctor of Philosophy Application for Admission* form, available from the Postgraduate Studies and Scholarships Office, the UTS Student Information Service, or the School of Law.

Completed applications, including certified copies of the academic transcripts for all qualifications the applicant has obtained, and a full curriculum vitae, should be addressed to the Academic Registrar if lodged by post, or if lodged in person may be handed to staff at the UTS Student Information Service, level 4, City Campus - Broadway. The

Information Service can make certified copies of original documentation if required.

PhD applications may be lodged at any stage of the academic year.

All applicants will receive notification in writing of the success of their application.

Doctor of Juridical Science

Applicants for the SJD should complete a *UTS Application for Admission – Postgraduate Courses* form, available from the Postgraduate Studies and Scholarships Office, the UTS Student Information Service, or the School of Law.

Completed applications, including certified copies of the academic transcripts for all qualifications the applicant has obtained and a full curriculum vitae, should be addressed to the Academic Registrar if lodged by post, or if lodging in person may be handed to staff at the UTS Student Information Service, level 4, City campus, Broadway. Certified copies of original documentation can be made at the UTS Student Information Service if required.

SJD applicants may apply for admission at four stages:

Summer program

Applications for Summer program 1993 closed on *Friday 30 October 1992*. Applicants will have been notified in writing about their application in early December 1992. Enrolment will take place in the first week of January 1993.

Autumn semester

Applications for Autumn semester closed on *Friday 30 October 1992*. Applicants will have been notified in late January 1993. Enrolment takes place in February 1993.

Winter program

Applications for Winter program close *Friday 28 May 1993*. Applicants will be notified and enrolled in June 1993.

Spring semester

Applications for Spring semester close *Friday 28 May 1993*. Applicants will be notified and enrolled in July 1993.

Please note that the number of places available in the SJD program is limited. However, all appropriately qualified persons are encouraged to submit an application. Applications are assessed by the Sub-Dean, and UTS staff will not speculate as to an applicant's likelihood of success.

LLM (by thesis)

Applicants for the LLM by thesis should contact the Sub-Dean, Associate Professor Dr Katrin Cutbush-Sabine, to discuss their proposed thesis topic *prior to the submission of their application*.

Applicants should complete a *UTS Application for Admission – Postgraduate Courses* form, available from the Postgraduate Studies and Scholarships Office, the UTS Student Information Service, or the School of Law.

Completed applications, including certified copies of the academic transcripts for all qualifications the applicant has obtained, and a full curriculum vitae, should be addressed to the Academic Registrar if lodged by post, or if lodging in person may be handed to staff at the UTS Student Information Service, level 4, City campus, Broadway. The Information Service can make certified copies of original documentation if required.

Applicants for higher degrees by thesis may apply for admission at any stage of the academic year.

LLM (by coursework)

Applicants for the LLM (by coursework) should complete a *UTS Application for Admission – Postgraduate Courses* form, available from the Postgraduate Studies and Scholarships Office, the UTS Student Information Service, or the School of Law.

Completed applications, including certified copies of the academic transcripts for all qualifications the applicant has obtained and a full curriculum vitae, should be addressed to the Academic Registrar if lodged by post, or if lodging in person may be handed to staff at the UTS Student Information Service, level 4, City Campus, Broadway. Certified copies of original documentation can be made at the UTS Student Information Service if required.

Applicants may apply for admission at four stages of the year:

Summer program

Applications for Summer program 1993 closed on *Friday 30 October 1992*. Applicants will have been notified in writing about their application in early December 1992. Enrolment will take place in the first week of January 1993.

Autumn semester

Applications for Autumn semester closed on *Friday 30 October 1992*. Applicants will be notified in late January 1993. Enrolment will take place in February 1993.

Winter program

Applications for Winter program close on *Friday 28 May 1993*. Applicants will be notified and enrolled in June 1993.

Spring semester

Applications for Spring semester close on *Friday 28 May 1993*. Applicants will be notified and enrolled in July 1993.

Please note that the number of places available is limited. However, all appropriately qualified persons are encouraged to submit an application. Applications are assessed by the Sub-Dean, and other UTS staff will not speculate as to an applicant's likelihood of success.

Master of Dispute Resolution

Applicants for the Master of Dispute Resolution should complete a UTS application for admission. Postgraduate forms are available from the Postgraduate Schools office, the UTS Student Information Office or the School of Law. Completed applications, including certified copies of the academic transcripts for all qualifications the applicant has obtained and a full curriculum vitae, should be addressed to the Academic Registrar if lodged by post, or if lodging in person may be handed to staff at the UTS Student Information Service, level 4, City campus, Broadway. Certified copies of original documentation can be made at the UTS Student Information Service if required.

MDR applicants may apply for admission in the Autumn semester *only*. Applications for Autumn semester closed on *Friday 30 October 1992*. Applicants will be notified in late January 1993. Enrolment will take place in February 1993.

Please note that the number of places available is limited, to ensure more personalised tuition and intensive feedback in skills workshops. However, all appropriately qualified persons are encouraged to submit an application. Applications are assessed by the Program Coordinator, Professor David, and other UTS staff will not speculate as to an applicant's likelihood of success.

Master of Taxation

Applicants for the Master of Taxation should complete a *UTS Application for Admission – Postgraduate Courses* form, available from the Postgraduate Studies and Scholarships Office, the UTS Student Information Service, or the School of Law.

Completed applications, including certified copies of the academic transcripts for all qualifications the applicant has obtained and a full curriculum vitae, should be addressed to the Academic Registrar if

lodged by post, or if lodging in person may be handed to staff at the UTS Student Information Service, level 4, City campus, Broadway. Certified copies of original documentation can be made at the UTS Student Information Service if required.

Master of Taxation applicants may apply for admission at the following stages:

Autumn semester

Applications for Autumn semester closed on *Friday 30 October 1992*. Applicants will be notified in late January 1993. Enrolment will take place in February 1993.

Spring semester

Applications for Spring semester close on *Friday 28 May 1993*. Applicants will be notified and enrolled in July 1993.

Please note that the number of places available is limited. However, all appropriately qualified persons are encouraged to submit an application. Applications are assessed by the Sub-Dean, and other UTS staff will not speculate as to an applicant's likelihood of success.

Graduate Diploma in Australian Law

Applicants for the Graduate Diploma who are permanent residents of Australia should complete a *UTS Application for Admission – Postgraduate Courses* form, available from the Postgraduate Studies and Scholarships Office, the UTS Student Information Service, or the School of Law. Completed applications, including certified copies of the academic transcripts of all qualifications the applicant has obtained and a full curriculum vitae, should be addressed to the Academic Registrar if lodged by post.

Applicants who are not permanent residents of Australia should complete a *UTS International Programs Application for Admission* form, available from the International Programs Office. Completed applications, with originals or certified copies of all supporting documents, should be addressed to the Director of International Programs. Applications by non-residents should be accompanied by the A\$50 application fee (non-refundable).

Graduate Diploma in Industrial Property

Applicants for the Graduate Diploma in Industrial Property should complete a *UTS Application for Admission – Postgraduate Courses* form, available from the Postgraduate Studies and Scholarships Office, the UTS Student Information Service, or the School of Law.

Completed applications, including certified copies of the academic transcripts for all qualifications the applicant has obtained and a full curriculum vitae,

should be addressed to the Academic Registrar if lodged by post, or if lodging in person may be handed to staff at the UTS Student Information Service, level 4, City campus, Broadway. Certified copies of original documentation can be made at the UTS Student Information Service if required.

Candidates may apply to enter the Graduate Diploma in *Autumn semester only* (subject to availability of places, candidates who are exempt from Legal Process may be allowed to commence in Spring semester – contact the Graduate Courses Officer for details).

Applications for Autumn semester closed on *Friday 30 October 1992*. Applicants will be notified in late January 1993. Enrolment will take place in February 1993.

The number of places available is limited. However, all appropriately qualified persons are encouraged to submit an application. Applications are assessed by the Sub-Dean, and other UTS staff will not speculate as to an applicant's likelihood of success.

Graduate Diploma in Comparative Law

Applicants should complete a *UTS International Programs Application for Admission* form, available from:

International Programs
University of Technology, Sydney
PO Box 123 Broadway NSW 2007
AUSTRALIA
tel (612) 330 1531, fax (612) 330 1530.

Completed applications, with originals or certified copies of all supporting documents, should be sent to the Director of the International Programs Office at the above address. Applications should be accompanied by the A\$50 application fee (non-refundable).

Applications for 1993 closed on 30 October 1992.

FEES

PhD and LLM (by thesis) candidates are required to pay annual student union and service fees at enrolment. In 1993 these fees will be \$271 for students not previously enrolled at UTS and \$251 for re-enrolling students.

Doctor of Juridical Science

The 1993 fee for permanent residents of Australia is \$4,000 for the SJD program (\$500 for a 6 credit point subject). Fees are charged on a semester basis. Full payment is required at the commencement of each semester. The total amount charged each semester will depend on the subject load a candidate undertakes in any one semester. *No refund of fees is possible after the Census Date each semester.*

Payment of postgraduate fees ensures an exemption from liability for the Higher Education Contribution Scheme (HECS). The payment of fees in excess of \$250 may qualify a student for a deduction for income tax purposes – please refer queries to the Australian Tax Office.

In addition to the postgraduate fee, SJD candidates are required to pay annual student union and service fees at enrolment. In 1993 these compulsory fees will be \$271 for students not previously enrolled at UTS, and \$251 for re-enrolling students.

Master of Laws (coursework)

The 1993 fee for permanent residents of Australia is \$4,000 for the LLM (by coursework) program (\$500 for a 6 credit point subject). Fees are charged on a semester basis. Full payment is required at the commencement of each semester. The total amount charged each semester will depend on the subject load a candidate undertakes in any one semester. *No refund of fees is possible after the Census Date each semester.*

Payment of postgraduate fees ensures an exemption from liability for the Higher Education Contribution Scheme (HECS). The payment of fees in excess of \$250 may qualify a student for a deduction for income tax purposes – please refer queries to the Australian Tax Office.

In addition to the postgraduate fee, candidates are required to pay annual student union and service fees at enrolment. In 1993 these compulsory fees will be \$271 for students not previously enrolled at UTS, and \$251 for re-enrolling students.

Master of Dispute Resolution

The 1993 fee for permanent residents of Australia is \$5,400 for the MDR program (\$600 per 6 credit point subject). Fees are charged on a semester basis. Full payment is required at the commencement of each semester. The total fee charged in each semester will vary according to the subject load a candidate undertakes in any semester. *No refund of fees is possible after the Census Date each semester.*

Payment of postgraduate fees ensures an exemption from liability for the Higher Education Contribution Scheme (HECS). The payment of fees in excess of \$250 may qualify a student for a deduction for income tax purposes – please refer queries to the Australian Tax Office.

In addition to the postgraduate fee, candidates are required to pay annual student union and service fees at enrolment. In 1993 these compulsory fees will be \$271 for students not previously enrolled at UTS, and \$251 for re-enrolling students. As enrolment in the MDR is on a full-fee basis, it is not possible to apply for fee exemption.

Master of Taxation

The 1993 fee for permanent residents of Australia is \$4,800. Fees are charged on a semester basis. Full payment is required at the commencement of each semester. The total fee charged each semester will vary according to the subject load a candidate undertakes in any one semester. *No refund of fees is possible after the Census Date each semester.*

Payment of postgraduate fees ensures an exemption from liability for the Higher Education Contribution Scheme (HECS). The payment of fees in excess of \$250 may qualify a student for a deduction for income tax purposes – please refer queries to the Australian Tax Office.

In addition to the postgraduate fee, candidates are required to pay annual student union and service fees at enrolment. In 1993 these compulsory fees will be \$271 for students not previously enrolled at UTS, and \$251 for re-enrolling students.

Graduate Diploma in Australian Law

The 1993 fee for the Graduate Diploma is \$4,000. Fees are charged on a semester basis. Full payment is required at the commencement of each semester.

In addition to the postgraduate fees, students are required to pay annual student union and service fees at enrolment. In 1993 these compulsory fees will be \$271 for students not previously enrolled at UTS.

Graduate Diploma in Industrial Property

The 1993 fee for permanent residents of Australia is \$4,000 for the Graduate Diploma in Industrial Property program (\$1000 per subject). Fees are charged on a semester basis. Full payment is required at the commencement of each semester. The total fee charged each semester will vary according to the subject load a candidate undertakes in any semester. *No refund of fees is possible after the Census Date each semester.*

Payment of postgraduate fees ensures an exemption from liability for the Higher Education Contribution Scheme (HECS). The payment of fees in excess of \$250 may qualify a student for a deduction for income tax purposes – please refer queries to the Australian Tax Office.

In addition to the postgraduate fee, candidates are required to pay annual student union and service fees at enrolment. In 1993 these compulsory fees will be \$271 for students not previously enrolled at UTS, and \$251 for re-enrolling students.

Graduate Certificate in Comparative Law

The fee for the Graduate Certificate in Comparative Law program is \$3,350. The fee for the LLM (by thesis or by coursework) is \$10,000 per annum.

International candidates who are permitted to transfer into the LLM program after successfully completing the Graduate Certificate pay a reduced fee of \$6,650 for the Masters component (\$10,000 in total).

Further information about fees and enrolment for international candidates is available from the International Programs Office, Tel (612) 330 1534, Fax (612) 330 1530.

Fee Exemption

Postgraduate candidates may make application to the faculty for exemption from postgraduate course fees on the grounds of disadvantage or financial hardship. Candidates who are granted exemption from postgraduate course fees will be charged HECS by the deferred taxation method for their program of study. Application for fee exemption must be made at the commencement of *each semester* of enrolment. Application forms and further details on postgraduate fee exemption are available from the Graduate Courses Officer.

SCHOLARSHIPS

Information about the various scholarships available to all postgraduate candidates is available from the Scholarships Manager, tel (02) 330 1521. Applications for scholarships for 1993 closed on 30 October 1992. Candidates for the Graduate Certificate in Comparative Law should note that as scholarship positions vary from country to country, applicants are advised to contact the Australian embassy in their country of origin to receive up to date information.

DEFERMENT OF ENROLMENT

Deferral is not available for postgraduate courses offered by UTS. Offers of admission which are not accepted lapse on the date of enrolment. Applicants who do not accept an offer of admission should therefore re-apply at the next intake.

RULES FOR POSTGRADUATE STUDENTS

Candidates should consult the University Calendar for relevant rules and regulations. Copies are available for sale at the UTS Student Information Services and the Co-op Bookshop, and are also held in the library.

DOCTOR OF PHILOSOPHY

A candidate for the PhD is required to submit a thesis of approximately 100,000 words representing an original contribution to the knowledge of a subject. Applicants should contact the Sub-Dean, Associate Professor Katrin Cutbush-Sabine, to

discuss their proposed program of study before they submit their application.

The PhD may be undertaken on an internal or external basis.

Areas of Research Interest

The academic staff of the faculty have research interests in the following areas:

Alternative Dispute Resolution; Air Law; Business Law, particularly in relation to banking and finance; Chinese Law, in particular foreign investment, copyright, and dispute resolution; Comparative Law; Computer Law and Computerised Legal Retrieval; Criminal Law; Economic Law; Environmental Law; European Community Law; Family Law; Fiscal Feudalism; Human Rights Law; Intergovernmental Immunity; International Law, including International Migration Law, International Relations, and International Trade and Financial Law; Intellectual and Industrial Property Law; Joint Ventures and Trade Agreements; Jurisprudence; Legal Drafting; Legal Philosophy; Legal Research and selected aspects of Legal History; Local Government; Statutory Interpretation; Taxation – domestic and international; Tort Law; Trade Law.

This list is intended as a guide only and proposals for supervision of research degrees in other areas will be considered.

Transfer from LLM by Thesis

Candidates in the LLM (by thesis) program may apply to transfer to the PhD after a minimum of one year's study, having reached a standard equivalent to that of a Bachelor degree with first class honours or second class honours, division 1. Candidates applying to transfer must demonstrate, with the support of their supervisor/s, that their topic has doctoral scope.

Dissertation Topic

PhD candidates should submit details of their proposed topic when they submit their application. The topic will then be submitted for the approval of the Faculty Board and the Research Degrees Committee. Once approval is obtained, the topic cannot be changed except with the approval of these committees.

Supervision

Candidates should discuss the supervision of their doctoral program with the Sub-Dean. Supervisors will be appointed from within the full-time staff of the Faculty of Law and Legal Practice. Subject to faculty approval, an external co-supervisor may also be appointed.

Progress Reports

At the end of each semester of candidacy, candidates must submit a report to their principal supervisor detailing their progress to date. The supervisor will indicate whether progress is satisfactory or unsatisfactory.

Doctoral Assessment

PhD candidates are required to undergo a doctoral assessment within the first year of candidacy for full-time students, or within the first two years of candidacy for part-time students. The object of the assessment is to ensure that candidates are equipped with the knowledge to carry out their research program, and have made sufficient progress to finish within the prescribed time.

The doctoral assessment may take the form of a written or oral examination. As part of the assessment, the candidate will normally present a seminar to the university on their dissertation topic and methodology, of approximately one hour's duration.

A candidate who does not satisfy the requirements for the doctoral assessment will not be permitted to proceed with their candidature unless, with the approval of Academic Board, they are invited to re-attempt the assessment.

Attendance

Doctoral candidates are not normally required to attend classes, though some coursework may be required before commencing the dissertation. Regular contact should be maintained with the Principal Supervisor throughout a candidate's enrolment.

Interstate and international applicants should note that some attendance in Sydney may be a requirement.

Minimum and Maximum Enrolment Periods

The PhD requires the following *minimum* enrolment periods:

For candidates with a Masters degree, the program can be completed in a *minimum* of four semesters of full-time enrolment, or six semesters of part-time enrolment. For candidates with a Bachelor degree (honours), the program can be completed in a *minimum* of six semesters of full-time enrolment, or eight semesters of part-time enrolment.

Full-time students must submit their dissertation not later than eight semesters from the date of their registration; for part-time students, the maximum time allowed is 12 semesters from the date of their registration.

Candidates must lodge a *Notification of Intent to Submit a Thesis* form with the Postgraduate Studies and Scholarships Office **at least two months prior** to submitting their thesis. Information about UTS requirements on the presentation and format of the thesis will be forwarded to candidates when this form is lodged.

DOCTOR OF JURIDICAL SCIENCE

The Doctor of Juridical Science (SJD) program offered by the School of Law was the first degree of its kind in Australia. It combines coursework and original research culminating in a doctoral dissertation. With this unique combination of coursework and research, the SJD counters the isolation experienced by many PhD candidates. The SJD provides candidates with the opportunity to develop their doctoral topic through their coursework program, and allows candidates to benefit from contact with other postgraduate candidates and the academic staff of the School.

A candidate for the SJD must complete coursework to the total of 48 credit points. A brief description of the subjects offered by the School is outlined at the end of this booklet; detailed descriptions are available from the Administrative Secretary.

After completion of the coursework component, the SJD candidate undertakes a doctoral dissertation. The dissertation must represent an original contribution to a field of study, and should be approximately 50,000 – 70,000 words in length. ***All coursework requirements must be completed before the dissertation is commenced.***

Transfer from LLM (by coursework)

LLM (by coursework) candidates may opt, during the period of candidature, to transfer to the SJD degree. This option may be exercised at any time after the completion of two subjects in the LLM program, prior to taking out the Masters degree. LLM candidates transferring directly to the SJD degree must have attained an average of 67.5 % for coursework completed. ***Candidates who transfer from the Masters program will not be awarded the Masters degree.***

Exemptions

Exemptions are *not given* for subjects undertaken towards another completed degree program, or for studies not undertaken at the postgraduate level.

Applications for exemption will not be considered until *after* enrolment. Certified copies of academic transcripts must be produced for each exemption sought.

Cross-Institutional Enrolment

Subject to approval by the Sub-Dean, SJD candidates may undertake subjects in postgraduate programs at other universities. Up to *one half* of the coursework component of the SJD (24 credit points) may be undertaken at another university. Applications to take subjects at overseas universities will also be considered.

A formal application, detailing the academic content and attendance and assessment requirements of the subject/s proposed to be completed, should be made to the Sub-Dean *before* enrolling with the other institution.

Dissertation Topic

SJD candidates should submit proposals for dissertation topics to the Sub-Dean in the final semester of their coursework component. Proposals will then be submitted for the approval of the Faculty Board and the Research Degrees Committee. Once approval is obtained, the topic cannot be changed except with the approval of these committees.

A candidate's choice of dissertation topic, and the necessary approvals, should be made within the first year of enrolment in the dissertation component of the degree.

Supervision

Candidates should discuss the supervision of their doctoral program with the Sub-Dean when they submit their proposed topic. Supervisors will be appointed from within the full-time staff of the faculty of Law and Legal Practice. Subject to Faculty approval, an external co-supervisor may also be appointed.

Progress Reports

At the end of each semester of enrolment in the dissertation component, candidates must submit a report to their principal supervisor detailing their progress to date. The supervisor will indicate whether progress is satisfactory or unsatisfactory.

Doctoral Assessment

SJD candidates are required to undergo a doctoral assessment within the first year of enrolment in the dissertation component. The object of the assessment is to ensure that candidates are equipped with the knowledge to carry out their research program, and have made sufficient progress to finish within the prescribed time.

The doctoral assessment may take the form of a written or oral examination. As part of the assessment, the candidate will normally present a seminar to the university on their dissertation topic and methodology, of approximately one hour's duration.

A candidate who does not satisfy the requirements for the doctoral assessment will not be permitted to proceed with their candidature unless, with the approval of Academic Board, they are invited to re-attempt the assessment.

Attendance

The SJD program may be undertaken on a full-time or part-time basis and, as regards the dissertation, externally if desired. A number of different attendance modes are available:

The majority of postgraduate subjects are offered within the Autumn and/or Spring semesters. As a guideline, a 6 credit point subject offered within the Autumn semester would normally require attendance of two hours each week over a 15-week semester. Lectures are usually scheduled in the evenings, commencing no earlier than 5 pm.

Autumn semester is held from 1 March – 11 June 1993; Spring semester from 2 August – 12 November 1993.

The School offers a number of postgraduate subjects in an intensive attendance mode in the Summer and Winter programs. In Summer and Winter program subjects, the contact hours are equivalent to those of one or two semester subject, but lectures are held daily over a concentrated period. For example, a 6 credit point subject offered in the Summer program may require students to attend for 2.5 hours per day over 10 days. Summer / Winter program candidates are required to commence preparation in advance of the lectures, and complete their assessment in the semester following the period of attendance.

This attendance mode is particularly suited to interstate or international candidates, who can complete their SJD coursework requirements in the Summer and Winter programs. However, students may not undertake subjects totalling more than 24 credit points in any one Summer or Winter program.

Summer program will be held in January 1993; Winter program is scheduled for June – July 1993.

Some SJD subjects, such as the **Research Project**, **Research Paper** and the **International Comparative Law Project**, do not require formal attendance at the faculty, and can be completed externally.

Assessment

Assessment for SJD coursework subjects involves a variety of methods including a research paper or papers requiring high standards of legal scholarship, seminar participation, and seminar presentation. Examinations may form a small percentage of the total marks in any subject.

The written assessment for a 6 credit point subject will normally total 7,500 words; the written assessment for a 12 credit point subject will total 15,000 words.

Minimum and Maximum Enrolment Periods

The SJD requires the following *minimum* enrolment periods:

For candidates with a Masters degree, the program can be completed in a *minimum* of four semesters of full-time enrolment, or six semesters of part-time enrolment.

For candidates with a Bachelor degree (honours), the program can be completed in a *minimum* of six semesters of full-time enrolment, or eight semesters of part-time enrolment.

Full-time students must submit their dissertation not later than eight semesters from the date of their registration; for part-time students, the maximum time allowed for completion of all academic requirements is 12 semesters from the date of their registration.

Mandatory Continuing Legal Education

Participation in postgraduate study may entitle candidates to MCLE points. For further details contact the Law Society of NSW or the Graduate Courses Officer.

Training Guarantee Levy

Under recent Commonwealth legislation, employees with a national pay-roll of \$200,000 are required to spend 1.5 per cent of their pay-roll on employee training. This training must accord with an approved masterplan. Payment of postgraduate coursework fees may form part of a masterplan for employers of practising lawyers.

COURSE STRUCTURE

Flexibility in attendance is one of the features of the SJD program offered by UTS. Candidates may undertake any combination of subjects offered in the different attendance modes, to a total of 48 credit points, before commencing their dissertation component.

For example, a part-time SJD candidate's program could be completed as follows:

Year 1 – Coursework

Semester 1

77730 Corporate Insolvency (6cp)

77720 International Taxation (2 semester subject)

Semester 2

77720 International Taxation (cont'd) (12cp)

77740 Research Paper (6cp)

Year 2 – Coursework

Semester 1

77704 European Community Law (12cp)

Semester 2

77727 Design Law (12cp)

Year 3 – Dissertation

Semester 1

77787 SJD Dissertation

Semester 2

77787 SJD Dissertation

Year 4 – Dissertation

Semester 1

77787 SJD Dissertation

Semester 2

77787 SJD Dissertation

MASTER OF LAWS BY THESIS

A candidate for the Master of Laws (by thesis) is required to submit a thesis of approximately 40,000 – 60,000 words, representing an original investigation, criticism or review of the field of research, of a standard suitable for publication. Candidates are required to submit reports to their supervisor each semester, detailing their progress.

Applicants should contact the Sub-Dean, Associate Professor Dr Katrin Cutbush-Sabine, to discuss their proposed thesis topic *prior to the submission of their application*.

The thesis may be undertaken on either an internal or an external basis.

Areas of Research Interest

The particular postgraduate research interests of academic staff are listed above.

Attendance

Candidates are not normally required to attend formal classes, though some coursework may be a requirement before commencing the thesis topic. Regular contact should be maintained with the Principal Supervisor throughout a candidate's enrolment.

Minimum and Maximum Enrolment Periods

The program may be completed in a *minimum* of 4 semesters of full-time study, or 6 semesters of part-time study. The maximum period allowed for completion of the thesis is 6 semesters of full-time study, or 9 semesters of part-time study.

Candidates must lodge a *Notification of Intent to Submit a Thesis* form with the Postgraduate Studies and Scholarships Office at least two months prior to submitting their thesis. Information about UTS

requirements on the presentation and format of the thesis will be forwarded to candidates when this form is lodged.

UTS Rules for Masters Degree (by thesis) Students

Candidates should consult the University Calendar for the relevant regulations.

MASTER OF LAWS BY COURSEWORK

The LLM (by coursework) program offers candidates a wide choice of commercially relevant subjects at the postgraduate level, and features innovative attendance patterns to suit practising professionals.

The course can be undertaken on either a full-time or part-time basis, with the majority of candidates currently enrolled on a part-time basis, completing the LLM over a period of 2-3 years.

Candidates are required to complete subjects totalling 48 credit points, with a total written assessment requirement of approximately 60,000 words. A brief description of the subjects offered in the LLM program is outlined at the end of this handbook; detailed descriptions are available from the Administrative Secretary.

Transfer to SJD

LLM (by coursework) candidates may opt, during the period of candidature, to transfer to the SJD degree. This option may be exercised at any time after the completion of two subjects in the LLM program, prior to taking out the Masters degree. LLM candidates transferring directly to the SJD degree must have attained an average of 67.5 % for coursework completed. *Candidates who transfer from the Masters program will not be awarded the Masters degree.*

Course Transfer forms are available from the Postgraduate Studies Office, the UTS Student Information Service and the School of Law.

Exemptions

Exemptions are *not given* for subjects undertaken towards another completed degree program, or for studies not undertaken at the postgraduate level.

Applications for exemption will not be considered until *after* enrolment. Certified copies of academic transcripts must be produced for each exemption sought.

Cross-Institutional Enrolment

Subject to approval by the Sub-Dean, LLM candidates may undertake subjects in postgraduate

programs at other universities. Up to *one half* of the program (24 credit points) may be undertaken at another university. Applications to take subjects at overseas universities will also be considered.

A formal application, detailing the academic content and attendance and assessment requirements of the subject/s proposed to be completed, should be made to the School *before* enrolling with the other institution.

Attendance

The program may be undertaken on a full-time or a part-time basis. The LLM program requires the completion of subjects totalling 48 credit points; there are a variety of ways in which these subjects may be undertaken:

The majority of postgraduate subjects are offered within the Autumn and/or Spring semesters. As a guideline, a 6 credit point subject offered within the Autumn semester would normally require attendance of two hours per week over a 15-week period. Lectures are usually scheduled in the evenings, commencing no earlier than 5 pm.

Autumn semester is held from 1 March – 11 June 1993; Spring semester from 2 August – 12 November 1993.

The School offers a number of postgraduate subjects in an intensive attendance mode in Summer and Winter. For the Summer and Winter programs, the contact hours are equivalent to those of one or two semester subjects, but lectures are held daily over a concentrated period. For example, a 6 credit point subject offered in the Summer may require students to attend for two and a half hours per day over 10 days. Summer / Winter candidates are required to commence preparation in advance of the lectures. Assessment is completed in the semester following the period of attendance.

This attendance mode is particularly suited to interstate or international candidates, who can complete all their attendance requirements in the Summer and Winter programs. However, students may not undertake subjects totalling more than 24 credit points in any one Summer or Winter program.

The Summer program will be held in January 1993; the Winter program is scheduled for June – July 1993.

Some LLM subjects, such as the **Research Project**, **Research Paper** and the **International Comparative Law Project**, do not require formal attendance at the faculty, and can be completed on an external basis.

Concentrations offered in the LLM (by coursework)

By choosing an appropriate mix of subjects it is possible, but not obligatory, to major within the LLM (by coursework). The concentrations available are:

Alternate Dispute Resolution {adr}
Asian Law {a}
Commercial Law {c}
Intellectual and Industrial Property Law {ip}
International Banking and Financial Law {if}
International Business Law {ib}
International Transport Law {it}
Public Law {p}
Taxation Law {t}

To undertake a major, candidates must complete subjects totalling a minimum of 36 credit points within the area of the major. Honours candidates must complete subjects totalling 24 credit points *plus* the Research Project to qualify for a major.

Assessment

Assessment for LLM subjects involves a variety of methods including a research paper or papers requiring high standards of legal scholarship, seminar participation, and seminar presentation. Examinations may form a small percentage of the total marks in any subject.

The written assessment for a 6 credit point subject will normally total 7,500 words; the written assessment for a 12 credit point subject will total 15,000 words.

COURSE STRUCTURE

Flexibility in attendance is one of the features of the LLM (by coursework) program offered by UTS. Candidates may undertake any combination of subjects offered in the different semesters, requiring a total of 48 credit points to complete the degree.

For example, a part-time LLM (by coursework) program could be completed as follows:

Year 1	
<i>Semester 1</i>	
77700	Advanced Legal Research (0cp)
77752	Domestic Arbitration (6cp)
77712	Deceptive Trade Practices (2 semester subject)
<i>Semester 2</i>	
77712	Deceptive Trade Practices (cont'd) (12cp)
77723	Japanese Law (6cp)

Year 2**Semester 1**

77735 Dispute Resolution (2 semester subject)

77725 Research Project (2 semester subject)

Semester 2

77735 Dispute Resolution (cont'd) (12cp)

77725 Research Project (cont'd) (12cp)

LLM WITH HONOURS

Candidates who wish to be eligible for Honours in the LLM (by coursework) are required to enrol in **77725 Research Project** over two semesters. The Research Project consists of a major paper suitable for publication, or any other type of research work approved by the Faculty Board, of approximately 20,000 – 30,000 words. As the project will normally develop and extend work done in one or more of the subjects already undertaken, candidates are recommended to enrol in the project in their final two semesters. Candidates considering enrolment in the Research Project should obtain a copy of the *Research Project Rules*, available from the Graduate Courses Officer.

To qualify for First Class Honours in the LLM (by coursework), candidates must attain an average of 80 % or higher, including a High Distinction in at least one subject. Second Class Honours requires a minimum average mark of 75%.

Candidates who enter the program under "Category B" admission are also eligible to receive the LLM with Honours. The result for the compulsory corequisite subject **Advanced Legal Research** is *not* included in calculating the average score for "Category B" candidates.

Minimum and Maximum Enrolment Periods

The LLM program may be completed in a *minimum* of two semesters of full time attendance or four semesters of part-time attendance.

Maximum time periods for completion also apply:

for a full-time student, discontinuation of registration can take place if all academic requirements for the course are not completed within six semesters from the time of registration;

for a part-time student, discontinuation of registration can take place if all academic requirements for the course are not completed within nine semesters from the time of registration.

Mandatory Continuing Legal Education

Participation in postgraduate study may entitle candidates to MCLE points. For further details contact the Graduate Courses Officer.

Training Guarantee Levy

Under recent Commonwealth legislation, employees with a national pay-roll of \$200,000 are required to spend 1.5 per cent of their pay-roll on employee training. This training must accord with an approved masterplan. Payment of postgraduate coursework fees may form part of a masterplan for employers of practising lawyers.

MASTER OF DISPUTE RESOLUTION

The Master of Dispute Resolution (MDR) is the first Masters degree in dispute resolution in Australia. The MDR is a cross-disciplinary program and provides the theory, skills and practice of dispute resolution to professionals, executives and administrators. The MDR promotes understanding of and research into this developing area of legal, commercial, organisation and community application.

Academic advice on the MDR is available from Adjunct Professor Jennifer David, tel (02) 330 3448 or 330 3444.

Attendance

The MDR is offered on a part-time basis *only*, and is completed over a minimum of two and a half years of study.

The MDR program requires completion of subjects totalling 54 credit points (see **Course Structure**, below). There are a variety of ways in which these subjects will be offered. Some of the more theoretical subjects will be offered in the traditional format, with weekly lectures of approximately two hours per subject over a 15 week semester. Other subjects which focus on practical skills will be taught with a combination of lectures and intensive workshops. Subjects offered in the intensive workshop mode will have an equivalent number of contact hours to subjects offered in the traditional lecture format. Please note that some attendance between 9 am and 5 pm *on weekdays and weekends* will be a requirement of the MDR program.

The School of Law's postgraduate programs operate as follows:

Summer program — January 1993

Autumn semester — 1 March - 11 June 1993

Winter program — June - July 1993

Spring semester — 2 August - 12 November 1993.

The majority of the MDR subjects will be offered in the Autumn and Spring semesters, though a limited number of electives may be offered in the Summer and Winter periods.

LLM majoring in Dispute Resolution

Subjects offered in the MDR may also be undertaken as part of a major in *dispute resolution* within the LLM (by coursework) program (see the **LLM (by coursework)** entry above for further details). To undertake a major in Dispute Resolution within the LLM, candidates must complete subjects totalling a minimum of 36 credit points, including the compulsory core unit 77735 *Dispute Resolution*, within the dispute resolution strand.

Only applicants with an undergraduate legal qualification are eligible for entry into the LLM program. It should be noted that the MDR offers a more in-depth qualification in dispute resolution; course selection will depend upon a candidate's career goals and other considerations. Please contact Adjunct Professor David for further details.

Assessment

Assessment for MDR subjects involves a variety of methods including a research paper or papers requiring high standards of legal scholarship, seminar participation, and seminar presentation. Participation in skills programs will also form a significant percentage of assessment. Some observation evaluation of practical skills is also used in assessment at the intensive workshops.

The written assessment of the introductory core unit, **Dispute Resolution**, requires the completion of papers totalling 15,000 words.

The 6 credit point elective units require the presentation of paper/s totalling 7,500 words for *each unit* undertaken.

The compulsory final unit, the **Research Project**, requires candidates to produce a paper of a high academic standard totalling 20,000 – 30,000 words.

Fee Exemption

As enrolment in the MDR is on a full-fee basis, it is not possible to apply for fee exemptions for this program.

Minimum and Maximum Enrolment Periods

The MDR program may be completed in a *minimum* of five semesters of part-time attendance.

Discontinuation of registration can take place if all academic requirements for the course are not completed *within nine semesters* from the time of registration.

Transfers to other Postgraduate Programs

Please note that candidates who wish to transfer to other postgraduate degree programs offered by the School of Law must meet the admission criteria. For example, candidates for the LLM program must have

an undergraduate law qualification. See the individual entries in this brochure for further details.

COURSE STRUCTURE

Candidates must complete two compulsory subjects, Dispute Resolution and the Research Project, together with electives totalling 30 credit points. A typical program might be:

Year 1
<i>Semester 1</i>
77735 Dispute Resolution (2 semester subject)
<i>Semester 2</i>
77735 Dispute Resolution (cont'd) (12cp)
77745 Negotiation (6cp)
Year 2
<i>Semester 1</i>
77746 Advanced Mediation (6cp)
77752 Commercial Arbitration (6cp)
<i>Semester 2</i>
77747 Pacific Rim Dispute Resolution (6cp)
77749 Construction Industry Dispute Resolution (6cp)
Year 3
<i>Semester 1</i>
77725 Research Project (12cp)

Exemptions

Exemptions are *not given* for subjects undertaken towards another completed degree program, or for studies not undertaken at the postgraduate level.

Applications for exemption will not be considered until *after* enrolment. Certified copies of academic transcripts must be produced for each exemption sought.

Electives

Electives for the MDR will be chosen from the following subjects:

Advanced Mediation (6cp)
 Anti-Discrimination Dispute Resolution (6cp)
 Commercial Arbitration (Domestic) (6cp)
 Community Dispute Resolution (6cp)
 Construction Industry Dispute Resolution (6cp)
 Court-Based Dispute Resolution (6cp)
 Dispute Resolution in Commerce (6cp)
 Environmental Dispute Resolution (6cp)
 Family Dispute Resolution (6cp)
 International Commercial Arbitration (6cp)
 International Commercial Dispute Resolution (12cp*)
 Negotiation (6cp)
 Pacific Rim Dispute Resolution (6cp)
 Victim/Offender Dispute Resolution (6cp)

* Equivalent to 2 electives.

A limited number of electives will be offered in any one year. Please refer to the listing at the end of this booklet for a brief description of these subjects. Detailed subject descriptions are available from the Administrative Secretary.

MASTER OF TAXATION

The Master of Taxation course is designed to provide specialist education in the complex area of taxation, which is a key factor in all activities of modern business.

Academic advice on the Master of Taxation program is available from Associate Professor Dr Katrin Cutbush-Sabine, tel (02) 330 3442 or 330 3444.

Candidates for this course must complete course-work totalling 48 credit points, completed over a minimum of five semesters of part-time study. The program can be undertaken in two formats:

incorporating the requirements of the Institute of Chartered Accountants for the Professional Year (PY) Program.

Alternatively, the Master of Taxation may be undertaken by those who are already members of the ACA or the ICA, or lawyers. These candidates substitute additional taxation electives for the PY component.

Attendance

The Master of Taxation may be undertaken on a part-time basis *only*. The program requires the completion of subjects totalling 48 credit points; there are a variety of ways in which these subjects may be undertaken. The School of Law's postgraduate programs are based on a four-semester academic year:

Summer program – January 1993
Autumn semester – 1 March-11 June 1993
Winter program – June-July 1993
Spring semester – 2 August -12 November 1993.

The majority of postgraduate taxation subjects are offered within the Autumn and/or Spring semesters. As a guideline, a 6 credit point subject offered within the Autumn semester would normally require attendance of two hours per week over a 15-week semester. Lectures are usually scheduled in the evenings. A limited number of electives *may* be offered in the Summer and Winter programs.

Assessment

Assessment involves a variety of methods including research papers, class participation, seminar presentation and examination. Candidates will be advised of the specific assessment requirements for each subject at the commencement of each semester.

Transfers to other Postgraduate Programs

Please note that candidates who wish to transfer to other postgraduate degree programs offered by the School of Law must meet the admission criteria. For example, candidates for the LLM program must have an undergraduate law qualification. See the individual entries in this handbook for further details.

COURSE STRUCTURE

A typical program for a candidate enrolled in the Master of Taxation might be:

Incorporating the PY options:

Year 1

Semester 1

79860 Applied Legal Research (6cp)

22810 Accounting Module 1 (6cp)

Semester 2

22812 Accounting Module 2 (6cp)

79862 International Tax 1 (6cp)

Year 2

Semester 1

79911 Taxation Module (6cp)

Semester 2

79818 Advanced Taxation (6cp)

79863 Contemporary Issues in Tax (6cp)

Year 3

Semester 1

79892 Taxation Project (6cp)

Without incorporating the PY options:

Year 1

Semester 1

79860 Applied Legal Research (6cp)

79818 Advanced Taxation (6cp)

Semester 2

79801 Stamp Duties (6cp)

79802 Land Tax and Pay-Roll Tax (6cp)

Year 2

Semester 1

79863 Contemporary Issues in Tax (6cp)

79862 International Tax 1 (6cp)

Semester 2

79807 International Tax 2 (6cp)

Year 3

Semester 1

79892 Taxation Project 1 (6cp)

Master of Taxation candidates must undertake an **Applied Research** subject in their first semester of enrolment. However, if candidates can demonstrate the requisite research skills they may, with the approval of the Sub-Dean, substitute an alternative elective.

The **Taxation Project** must be undertaken in the final semester (or, if the two semester Project is selected, in the final two semesters of enrolment). Students must complete **Contemporary Issues in Taxation** before enrolling in the **Taxation Project**.

Electives

Master of Taxation candidates will undertake a combination of the following subjects to a total of 48 credit points, depending on their interests and relevant experience:

- 22810 Accounting Module 1 (PY) (6cp)
- 22812 Accounting Module 2 (PY) (6cp)
- 79818 Advanced Taxation (6cp)
- 79860 Applied Legal Research (6cp)
- 22760 Applied Research Methods (6cp)
- 79863 Contemporary Issues in Taxation (6cp)
- 22751 Corporate Accounting Issues (6cp)
- 79806 Customs Duties/Levies (6cp)
- 22730 EDP Control and Audit (6cp)
- 79862 International Taxation 1 (6cp)
- 79807 International Taxation 2 (6cp)
- 79802 Land Tax and Pay-Roll Tax (6cp)
- 79801 Stamp Duties (6cp)
- 79911 Taxation Module (PY) (6cp)
- 79892 Taxation Project (1 semester) (6cp)
- 79864 Taxation Project (2 semester) (12cp)

Brief descriptions of the subjects listed are given below. Detailed subject descriptions are available from the Administrative Secretary.

In addition to these subjects, candidates may, with the approval of the Sub-Dean, choose appropriate subjects offered within the LLM/SJD programs, e.g. Capital Gains Tax. See the alphabetical subject listing for further information. Written application to undertake options from the LLM/SJD programs must be made to the Sub-Dean *before* enrolment.

GRADUATE DIPLOMA IN AUSTRALIAN LAW

The Graduate Diploma in Australian Law (GDAL) is designed to permit lawyers from Commonwealth countries to satisfy some or all of their academic requirements for admission as a solicitor or barrister of the Supreme Court of New South Wales.

Applicants should contact the admission authority to determine the subjects they are required to complete to be eligible to practice in NSW *before* lodging their application.

Attendance

The Graduate Diploma may be undertaken on either a full- or part-time basis. The program requires the completion of subjects totalling a minimum of 48

credit points. The program is based on a two-semester academic year:

Autumn semester – 1 March-11 June 1993
Spring semester – 2 August-12 November 1993.

Assessment

Candidates will be assessed by a variety of methods including class participation, essay and examination. Candidates will be notified of the specific assessment requirements of each subject in the first weeks of semester.

Minimum Enrolment Period

The Graduate Diploma requires a *minimum* of one semester of study for a full-time student, and two semesters of study for a part-time student.

Please note that owing to visa requirements, international candidates are required to enrol on a full-time basis only.

COURSE STRUCTURE

A minimum program for an overseas lawyer seeking admission in NSW might be:

- Federal Constitutional Law
- Revenue Law
- Australian Land Law
- Legal Ethics
- Legal Profession.

However, each candidate's program may vary, depending on the number of subjects they are required to undertake in order to be admitted to practice in NSW.

GRADUATE DIPLOMA IN INDUSTRIAL PROPERTY

The School of Law offers a coursework program leading to the award of Graduate Diploma in Industrial Property, particularly suited for those who wish to obtain detailed knowledge in the rapidly expanding field of industrial and intellectual property law.

The Diploma is taught and examined at a high standard, and a graduate may apply to the Board of Examiners of Patent Attorneys under the Patent Attorneys' Regulations for exemptions from further examinations in subjects listed in Reg. 10(2) (aa), (b), (c) and (d) referred to Regulation 10(2).

Academic advice on the Graduate Diploma program is available from Mr Wayne Covell, tel (02) 330 3429 or 330 3444.

Attendance

The graduate diploma is offered on a part-time basis, and requires the completion of subjects totalling 48 credit points.

Graduate Diploma subjects are offered within the Autumn and Spring semesters only. Legal Process has an attendance requirement of six hours per week over a 15 week semester; the other subjects each require four hours each week of attendance over one semester.

Autumn semester is held from 1 March – 11 June 1993, Spring semester from 2 August – 12 November 1993.

LLM Majoring in Industrial Property

Applicants who have completed an LLB or an equivalent qualification may be eligible for admission to the LLM (by coursework) program majoring in industrial and intellectual property law. To undertake the major, LLM candidates must complete subjects totalling a minimum of 36 credit points within the industrial and intellectual property strand.

LLM candidates do not enrol in **Legal Process**, and must choose another subject/s totalling 12 cp from the LLM programs – please refer to the subject listings at the end of this booklet.

LLM candidates complete the normal LLM assessment for each subject undertaken, and not the Graduate Diploma assessment. Please refer to the LLM (by coursework) entry for further details.

Exemptions

Candidates with an undergraduate law qualification may apply for an exemption from **Legal Process**.

Applications for exemption will not be considered until after enrolment. Certified copies of academic transcripts must be produced for each exemption sought.

Assessment

Graduate Diploma candidates are required to undertake two pieces of assessment per subject:

An essay on an approved topic of between 3,000 – 4,000 words (40% of assessment); AND

A three hour examination (60% of assessment).

Candidates undertaking industrial and intellectual property subjects in their LLM or SJD programs will be required to submit an essay of 15,000 words per subject (see LLM / SJD assessment requirements).

COURSE STRUCTURE

A typical graduate diploma program might be:

Year 1

Semester 1

72100 Legal Process * (12cp)
(Compulsory introductory unit)

Semester 2

72101 Patent Law (12cp)

Year 2

Semester 1

72102 Trade Mark Law (12cp)

Semester 2

72103 Design Law (12cp)

* Candidates possessing legal qualifications may apply for an exemption from Legal Process.

Brief descriptions of Graduate Diploma subjects are given below. Detailed subject descriptions are available from the Administrative Secretary.

GRADUATE CERTIFICATE IN COMPARATIVE LAW

The School of Law recognises that the traditional format of a common law LLM may not be appropriate for candidates from civil law countries. Accordingly, the School offers a graduate program for civil lawyers, specifically designed for the needs of civil lawyers who wish to gain an understanding of the research skills, methodologies, general concepts and doctrines of the common law, particularly those which are applicable to international and transnational business transactions.

Central to this is a coursework program leading to the award of *Graduate Certificate in Comparative Law*. This is an intensive course which provides the bridge between the civil law and the common law.

Graduate Certificate candidates complete **77742 Advanced Comparative Law - The Common Law**. The topics covered within this subject include: sources of the common law; the development of the common law in England and its reception into Australia; courts and lawyers in Australia; law-finding in the common law; contract law in the common law; Australian public law and aspects of the law regulating business transactions in Australia. Three principal areas are addressed:

Legal Technique in the Common Law
Introduction to Business Law in the Common Law
Selected Issues in International / Transnational Law.

This subject may also include visits to the courts and to Sydney law firms.

Attendance

The Graduate Certificate is normally offered in an intensive tuition mode, over approximately 5 – 7 weeks of full-time study.

After successfully completing the subject **Advanced Comparative Law**, candidates are eligible to graduate with the Graduate Certificate in Comparative Law. Alternatively, candidates may apply to transfer into the LLM program with advanced standing – see below.

Assessment

Assessment for the Graduate Certificate is based on class participation and an essay of approximately 5,000 words, on a topic of comparative law.

If appropriate, candidates undergo an oral examination as an alternative to the written paper.

Transfer to the LLM Program

Candidates who have successfully completed the Graduate Certificate program may, subject to the approval of the Sub-Dean, apply to transfer into the LLM program. Transfer applicants must satisfy the School's entry requirements for LLM candidates.

Candidates who are permitted to transfer to the LLM *are not awarded the Graduate Certificate*. However credit is given for the coursework completed towards the Graduate Certificate program:

- a) Candidates who elect to transfer into the **LLM (by thesis)** program after successfully completing all the assessment requirements for the Graduate Certificate Program submit a reduced thesis of approximately 30,000 words. The LLM (by thesis) may be completed externally when the candidate returns to their country of residence. Thesis candidates are encouraged to address a topic of comparative law. Supervisors from both the faculty and the candidate's country of residence may be appointed, if appropriate.
- b) Candidates who transfer into the **LLM (by coursework)** program after successful completion of all requirements for the Graduate Certificate are exempted from 12 credit points of coursework (25% of the total course requirement). LLM (by coursework) candidates will choose their program from the range of subjects offered within the LLM / SJD program. Please refer to the alphabetical subject listings at the end of this booklet for more information. Attendance in Sydney is required for the LLM (by coursework). However, by choosing subjects offered within the intensive Summer and Winter programs it is possible to minimise the period of attendance required.

POSTGRADUATE SUPPLY SUBJECTS

The following law subjects are offered within the postgraduate programs of the Faculty of Business, including the Master of Business Administration, Master of Business (Accounting), Master of Business (Accounting and Finance), Master of Business (Employment Relations), Master of Business (Marketing), Graduate Diploma in Accounting and Finance, Graduate Diploma in Employment Relations, and the Graduate Diploma in Marketing. **All enquiries about these postgraduate degrees should be directed to the Graduate School of the Faculty of Business, tel (02) 330 3552.**

As an undergraduate law qualification is *not* a prerequisite for these subjects (though background knowledge/experience may be assumed for some subjects), they are ideal for persons who have not completed a first degree in law who wish to extend their knowledge in particular areas of the law.

The following subjects are available:

79701	Stamp Duties (6cp)
79701	Taxation Project 79764 (12cp)
79702	Land Tax and Pay-Roll Tax (6cp)
79706	Customs Duties / Levies (6cp)
79707	International Taxation 2 (6cp)
79711	Advanced Industrial Law (6cp)
79718	Advanced Taxation (6cp)
79729	Legal Environment of Business (6cp)
79731	Industrial Law (6cp)
79732	Law for Administrators (6cp)
79733	Companies and Securities Law (6cp)
79737	Engineering Law (6cp)
79741	Marketing Legislation in Australia (6cp)
79742	International Business Law (6cp)
79749	Law for Managers (6cp)
79752	Employment Legislation (6cp)
79753	Current Issues in Industrial Law (6cp)
79761	Indirect Taxation (6cp)
79763	Contemporary Issues in Taxation (6cp)
79775	Finance Law (6cp)
79781	Readings in International Business Law (6cp)
79791	Business Law Project (6cp)
79892	Business Project-Taxation (6cp)

Detailed subject descriptions are available from the Administrative Secretary.

EXTERNAL AWARD STUDY

Students who are enrolled in a postgraduate course leading to an award at another tertiary institution may apply to undertake subjects with the School of Law which will count towards that award.

Admission is subject to the joint approval of both institutions and to the availability of places.

Brief descriptions of the subjects offered by the School of Law are outlined below. Detailed descriptions are available from the Administrative Secretary if required. As the number of subjects offered in any year is limited, applicants should confirm the timetable for the forthcoming semester with the School of Law before submitting an application.

Applicants should refer to the detailed entries in this handbook for details of fees and the assessment and attendance requirements for each subject offered. For example, students currently enrolled in an LLM should also refer to the LLM entry in this booklet.

Admission Requirements

Applicants must be enrolled in an equivalent degree at their home institution.

Please note that undergraduate students will not normally be permitted to enrol in postgraduate subjects offered by the School of Law.

Application Procedure

Applicants should complete an *External Award Study – Application for Admission* form, available from the UTS External Award Studies Officer, the UTS Student Information Service or the School of Law.

Completed applications, including a curriculum vitae and certified copies of all required documents, should be sent to:

UTS External Award Studies
Admission Branch
University of Technology, Sydney
PO Box 123
Broadway NSW 2007.

External Award applicants must also obtain a Letter of Authority from their university's Registrar, which should be forwarded to the above address.

The closing dates for applications are as follows:

Summer and Autumn Semesters – 31 December.
Winter and Spring Semesters – 31 May.

EXTENSION (NON-AWARD) STUDY

Extension study in postgraduate law allows candidates who do not wish to undertake a full degree program the opportunity to learn or upgrade their knowledge in a selection of subjects.

Extension students undertake subjects which are offered in the School's degree programs. Brief descriptions of the subjects offered by the School of Law are outlined below. Detailed descriptions are available from the Administrative Secretary if required. As the number of subjects offered in any

year is limited, applicants should confirm the timetable for the forthcoming semester with the School of Law before submitting an application.

In addition, extension study may entitle students to **Mandatory Continuing Legal Education** points – contact the Graduate Courses Officer for further details.

Admission Requirements

Applicants are expected to have achieved an appropriate level of knowledge in relation to the area to be studied, or to demonstrate the ability to successfully undertake postgraduate study.

Fees

Extension students who enrol in the postgraduate subjects offered by the School of Law are charged a fee of \$1,000 per subject.

Fees are paid at registration where a UTS ID card will be issued for use of the Library and other student facilities. Fees are non-refundable after the commencement of semester. However, where a student is forced to withdraw due to illness or disability a letter requesting reimbursement (supported with appropriate verification) should be submitted to the Non-Award Studies Officer for consideration.

Application Procedure

Applicants should complete an *Extension (Non-Award) Study Application* form, available from the Non-Award Studies Officer, the UTS Student Information Service, or the School of Law.

Completed applications, including a brief resume, proof of age, Australian permanent residency and educational status should be returned to:

Non-Award Studies Officer
Admissions Branch
University of Technology, Sydney
PO Box 123
Broadway NSW 2007.

The closing dates for applications are as follows:

Summer and Autumn Semesters – 31 December.
Winter and Spring Semesters – 31 May.

SUBJECT DESCRIPTIONS

Guide to subject descriptions

The subject descriptions shown below indicate the subject code and name, the number of credit points for the subject (i.e. *3cp*), the duration of the subject, indicated as semester weeks, if applicable, and the number of formal contact hours each week (i.e. *four hpw*); for some subjects, there may also be practical components off-campus, and this is indicated in the text. Also shown are the prerequisites or corequisites if any, the method of assessment and name of the subject coordinator, if known, and a brief outline of the content.

Prerequisites are subjects which must be completed before taking the subject to which they refer. Corequisites may be completed before or be taken concurrently with the subject to which they refer.

UNDERGRADUATE SUBJECTS

70100 SKILLS – LEGAL RESEARCH AND WRITING (2cp)

The aim is to teach the skills of effective legal research and writing to aid both in the study of law while a student and later as an adjunct to the practice of law.

This will be done by examining the basis recognition of legal material into primary and secondary source material, then take the student through both areas using lectures, seminars and a program of class exercises.

70113 LEGAL PROCESS AND HISTORY (10cp)

This is an introductory subject which seeks to examine the Australian legal and constitutional environment and to provide those commencing their legal studies with a basic understanding of both how and why the law has developed as it has and how and why there are certain restrictions on the law-making process of Parliament. Using an historical approach, students will examine why our legal system is so different from our regional neighbours and what are the strengths and weaknesses of our system.

At the end of the subject, students should have a fully developed understanding of the Western legal tradition, the place of the common law in that system and the ramifications of living under a Westminster Parliamentary system.

The syllabus is as follows: philosophical background to the Western legal system, including the concept of law, including the normative and positivist approaches; law and justice distinguished; sources of law; the British acquisition of Australia; and law in a multicultural Australia. The judicial process,

including the existing Federal and State court structures, including the appeal process; the litigation process, including basic documentation, the role of judge and jury, the adversary system, rudimentary rules of evidence and enforcement; the development of the principal sources of law, including the common law, equity and the law merchant; the development of the concept of judicial review and the rise of administrative law procedures and remedies; alternatives to litigation, including negotiation, arbitration and conciliation. The constitutional process including the origins and development of Parliament; the concept of Parliamentary sovereignty; the development of the Westminster or cabinet form of government in both England and the colony of New South Wales. The Australian Constitution including its drafting 1889-1899; its division into the three functions of legislative, executive and judicial and the concept of separation of powers; the question of the independence of Australia and the rule of law.

70200 SKILLS – CASE ANALYSIS AND STATUTORY INTERPRETATION (2cp); corequisites 70113 Legal Process and History, 70100 Skills – Legal Research and Writing, 70311 Law of Tort

Deals first with the reading and analysis of selected cases in tort law, with a view to identifying and formulating their *ratio decidendi* and *obiter dicta*. The subsequent judicial treatment of those cases will then be examined, and students will learn how cases are applied, distinguished, followed and considered. Secondly, the subject will introduce students to the skills and techniques of interpreting statutes, with reference to language, the rules of construction and the Interpretation Acts.

70211 LAW OF CONTRACT (8cp); corequisites 70113 Legal Process and History, 70100 Skills – Legal Research and Writing

This subject deals with the legal principles as to when promises are binding, the difficulties arising out of their interpretation, how they may become defensible, issues relating to their performance, and how they may be discharged. Topics covered include the formation of contracts (agreement, consideration, terms), vitiating factors (capacity, mistake, misrepresentation, illegality, duress, undue influence, unconscionability), discharge by performance and non-performance of contractual obligations (breach and frustration) and contractual remedies.

70212 CRIMINAL LAW (7cp); corequisites
70113 Legal Process and History, 70100
Skills – Legal Research and Writing

The subject deals with the substantive criminal law, the doctrines and rules which define the conditions of criminal liability, and some aspects of the procedural law. Australian common law doctrine and the *Crimes Act 1900* (NSW) are treated. Topics include nature of crime; doctrine of *mens rea* and *actus reus*; presumption of innocence; offences against the person; property offences; strict, vicarious and corporate liability; complicity; inchoate offences; offences against justice; criminal defences; criminal investigation and procedure.

70300 SKILLS – CONVEYANCING (3cp);
prerequisite 70312 Real Property

Considers the steps in a typical conveyancing transaction for land and a dwelling house erected thereon in New South Wales and the examination of the 1992 edition of the Contract for Sale of Land. Topics covered include a consideration of examples of certificate of title, folio identifier, deposited plan, S.88B instrument transfer and drainage diagram; formalities for an enforceable contract for the sale of land (S.54A Conveyancing Act, 1919); open contracts; exchange of a standard form contract; employment of real estate agents to sell land; survey certificate and building certificate; Agreement for Sale of Land (1988 edition).

70311 LAW OF TORT (3cp); corequisites
70113 Legal Process and History, 70100
Skills – Legal Research and Writing

Functions and aims of the tort, with special reference to its role in the distribution of losses in society, before examining the nature of tortious liability in the light of a selection of specific torts, namely, trespass to the person, goods and land; the action on the case for wilful injuries; conversion; negligence; breach of statutory duty; the rule in *Rylands v Fletcher*; nuisance; occupier's liability; defamation. Reference is also made to defences, vicarious liability and contribution between tortfeasors.

Attention is drawn to the relevance of the type of conduct complained of (intentional, reckless, careless), the nature of the various interests protected (personal security, chattels, land, reputation, economic interests, domestic relations), the adaptability of tort law to changing needs and values of society (thus, the introduction, dominance, and current perceived limitations of the fault concept) and the element of policy expressed or implied in judicial decisions.

70312 REAL PROPERTY (7cp); corequisites
70113 Legal Process and History, 70211
Law of Contract, 70311 Law of Tort,
70100 Skills – Legal Research and
Writing, 70200 Skills – Case Analysis and
Statutory Interpretation

The law relating to real property in New South Wales. Topics include Torrens title and priorities, old system title, adverse possession, possessory title, fixtures, legal definition of land, including fixtures, concurrent ownership, easements, covenants, mortgages and leases.

70400 SKILLS – COMPUTERISED LEGAL
RESEARCH (2cp); prerequisite comple-
tion of Stages 1 and 2 of the part-time
program

The subject aims to familiarise students with the basic tools available to engage in computer legal research. It includes the following: introduction to the concept of computerised researching and Boolean logic; examination of a number of on-line systems including INFO ONE, SCALE and LEXIS; Introduction to the use of CD-ROM based services such as INFO ONES LAW PAC CDROMs and DISKROMs Commonwealth Statutes.

70411 COMMERCIAL TRANSACTIONS
(7cp); prerequisite completion of Stages 1
and 2 of the full-time program

Considers a variety of commercial transactions involving personality. Topics include: supplies of goods and suppliers, financiers' and manufacturers' liabilities; import/export contracts and the law of bailment; the law of insurance; chattel securities; the law of negotiable instruments including cheques law.

70412 CORPORATE LAW (7cp); prerequisite
completion of Stages 1 and 2 of the full-
time program; corequisite 70511 Equity
and Trusts

The subject is concerned with the law to group activity and deals with associations formed for both profit and non-profit purposes. Approximately half of the course involves a study of company law, covering the history of company law, the process of formation of companies, the nature of interests in companies, the duties of promoters, the legal position of members, the rights, powers and duties of directors, and other officers, legal proceedings, company contracts, liability of companies in crime and tort, and protection of minority shareholders. Other forms of association covered in detail are partnership, unincorporated voluntary association, and joint venture. Brief reference is made to incorporated associations, public corporations, trade unions, cooperatives, credit unions and building societies.

70500 SKILLS – DRAFTING (2cp); prerequisite completion of Stage 4

The principles and problems of legal drafting will be examined, discussed and analysed. Students will apply their knowledge of substantive law to given sets of facts and clients' instructions. Appreciation and understanding of the principles of good drafting will be required, including communication, clarity, originality of expression and use and adaptation of precedents. Students will draft, redraft and critically analyse various clauses and documents. Exercises will be drawn from examples such as: agreements, deeds, powers of attorney, statutory declarations, articles of association and wills.

70511 EQUITY AND TRUSTS (7cp); prerequisite completion of Stage 3; corequisites 70411 Commercial Transactions, 70412 Corporate Law

The law of trusts and those principles of equity not dealt with in other subjects. Topics include the nature of equity; equitable estates and interests; equitable priorities; assignments in equity; fiduciary obligations; confidential information; the nature of trusts; express trusts; charitable trusts; implied trusts; constructive trusts; powers, rights and duties of trustees; rights of beneficiaries.

70513 SUCCESSION (4cp); prerequisites completion of Stages 1 and 2 of the part-time program; corequisite 70312 Real Property

The formal and essential requirements for a valid will, precedents for the drafting of wills, curial procedure for recognising the validity of wills and sanctioning the distribution of a deceased's property, the impact of the Family Provisions Act 1982, consequences of intestacy, and will examine in depth the rights and responsibilities arising out of the administration and distribution of deceased estates.

70514 FAMILY LAW (5cp); prerequisite completion of Stages 1 and 2 of the full-time program

Introduces the principles which govern the legal relationship between members of families when there is a breakdown in the family unit, whether the legal relationship arises out of marriage or a de facto relationship. The interaction between social issues, public policy and the relevant law is an important feature of the subject. Topics include family law in its social context; domestic violence; the history of divorce and related legislation; divorce and nullity; property claims and settlements (including a consideration of the application of trust concepts and equitable principles, and capital gains tax implications); spousal maintenance and financial agreements; guardianship, custody and access; child

maintenance and child support; counselling, conciliation and dispute resolution; the enforcement of orders, including custody orders and the application of the Hague Convention, and financial orders; and the role of lawyers in family law.

70600 SKILLS – PLEADINGS (2cp); prerequisite completion of Stages 1 to 6 of the part-time program

The principles and practice of pleading as they relate to various causes of action (such as contracts, torts, equity and Trade Practices Act cases) based on a set of given facts. Students will be expected to undertake various exercises in drafting pleadings, which will demonstrate their ability to formulate a cause of action in the context of the requirements of relevant rules of court.

70611 FEDERAL CONSTITUTIONAL LAW (7cp); prerequisite completion of Stages 1 and 2 of the part-time program

The effect of the Australian Constitution on the legal and fiscal relationship of the Commonwealth and States. In order that students develop an understanding of the techniques of judicial review in the constitutional context, a range of powers given to the Commonwealth are examined. These include trade and commerce, corporations, taxation, defence, external affairs, arbitration and conciliation and family law. Other areas examined are explicit and implicit restrictions of power, the questions of inconsistency and inter-governmental relations and the general role of the High Court in Australian constitutional law.

70612 ADMINISTRATIVE LAW (7cp); prerequisite completion of Stages 1 to 6 of the part-time program; corequisite 71114 Remedies and Restitution

Deals with the functions, powers and obligations of the executive government, review of administrative decisions and access to information. Topics include grounds of review of administrative decisions (natural justice, ultra vires, jurisdictional error); remedies; judicial review by the Federal Court under the Administrative Decisions (Judicial Review) Act 1977 (Cth); review by the Administrative Appeals Tribunal; Ombudsman; access to information (public interest immunity, freedom of information).

70705 SKILLS – LITIGATION (4cp); prerequisites 70500 Skills – Drafting, 70600 Skills – Pleadings

Commences with an examination of the legislation governing the jurisdiction of the NSW Supreme Court, District Court and Local Court, and the respective rules of court, which determine the procedure to be followed by litigants in those courts.

The various stages of a civil action are analysed, from the filing of originating process to the final hearing, and attention will be paid to mentions, notices of motion and interlocutory applications, drafting of affidavits, discovery and inspection of documents, interrogatories, setting matters down for hearing, state of readiness hearings, and preparation for the final hearing.

70900 SKILLS – MOOT (3cp); prerequisite 70705 Skills – Litigation

Students must participate in one moot, or mock trial on a point of law arising from a set of agreed facts, before a judge or barrister. Attendance is required at two seminars, each of one hour, at the beginning of the semester, and thereafter at the moot itself. Students must present the moot judge with written submissions, including a list of authorities, at least three days before the schedule date of the moot.

71000 ELECTIVE SKILL – LAW OF MEETINGS (2cp); prerequisite completion of Stages 1 and 2 of the full-time program; corequisite 70412 Corporate Law

The topics dealt with are: order at public meetings; role of the chair; pre-meeting procedures; motions and amendments; resolutions and rescission; formal and procedural motions; points of order; quorum; voting (including proxies); company meetings; constitution and standing orders; committees.

71001 ELECTIVE SKILL – ADVANCED COMPUTERISED LEGAL RESEARCH (2cp); prerequisite completion of Stage 6 in either program

Aims to give students a fuller understanding of computerised systems which can be of assistance in legal research and practice. Apart from updating and expanding upon material presented in the earlier subject – 70400 Skills 4, the use of computer databases for in-house purposes such as litigation and precedent support is also dealt with.

71002 ELECTIVE SKILL – LEGAL PROFESSION (2cp); prerequisite completion of Stages 1 to 8 of the part-time program

Considers the present structure, functions and role of the legal profession in Australia. Particular attention will be given to such matters as the regulation of the profession, ethics and professional conduct, together with contemporary issues, such as advertising and specialisation. A detailed examination will be made of the reports on the legal profession by the NSW Law Reform Commission and the way in which the recommendations have been carried into practice.

71101 ELECTIVE SKILL – OFFICE MANAGEMENT (2cp); prerequisite completion of Stages 1 to 8 of the part-time program

This subject is intended to develop an understanding of the principles of office management, particularly as they apply to a legal practice, so that students will be able to both manage their own office and better understand their duties when employed by a firm. The subject will examine personnel management, office design, legal accounting, computers and information processing and the use of various professional resources. In addition, it will look at how decisions are made, how decisions should be made, how clients are obtained and how clients are kept. The focus of the subject will be not simply what is done in managing a law office but why it is done.

71102 ELECTIVE SKILL – LEGAL ETHICS (2cp); prerequisite completion of Stages 1 to 8 of the part-time program. For the purposes of admission to the Bar, it is necessary for students to complete 71002 Skills – Legal Profession, as well as Legal Ethics

Prepares students for entry into the legal profession by assisting them to develop an awareness of the ethical requirements of the profession, both by statute and by custom. Students will be expected to achieve a thorough knowledge and understanding of the laws, regulations and ethical conduct relevant to practice as barristers or solicitors in New South Wales.

71103 ELECTIVE SKILL – SECOND MOOT (2cp); prerequisite 70900 Skills – Moot

Students who elect to take this subject must participate in a moot, or mock trial on a point of law arising from a set of agreed facts, before a judge or barrister. Attendance is required at two seminars, each of one hour, at the beginning of the semester, and thereafter at the moot itself. Students must present the moot judge with written submissions, including a list of authorities, at least three days before the scheduled date of the moot.

71104 ELECTIVE SKILL – ADVANCED LEGAL RESEARCH (2cp); prerequisite completion of Stages 1 to 4 of the part-time program

Assists students to consolidate and perfect their researching skills gained in earlier skills seminars. The areas covered are Australian primary sources, being a revision; Australian and English secondary sources, concentrating on Federal law, but including selected State material; American secondary sources,

including the Digest, legal encyclopaedias and Shepard; selected primary and secondary material of Canada and New Zealand; international law; treaties.

71112 CONFLICT OF LAWS (7cp); prerequisite completion of Stages 1 to 4 of the full-time program

Deals with the international jurisdiction of the Australian courts, the recognition and enforcement of foreign judgements and decrees, and the problem of choice of law as it arises with respect to specific areas of law such as marriage, matrimonial causes, contract, torts, inter vivos property transactions and succession. The subject also deals with conflict issues as they arise between the Australian States, including questions of jurisdiction and applicable law under the cross-vesting legislation.

71114 REMEDIES AND RESTITUTION (7cp); prerequisite completion of Stages 1 to 5 of the part-time program

Deals with the range of court ordered remedies available to a plaintiff in civil proceedings. The more common remedies are those administered at either common law or in equity: Damages; restitution; quasi-contract; equitable remedies (declarations, specific performance, injunctions, Anton Pillar orders, account, equitable damages); and statutory and common law remedies for deceptive conduct. The enforcement of remedies will also be considered.

71115 INSOLVENCY (3cp); prerequisite completion of Stages 1 to 5 of the part-time program

This subject is in two sections. The first is bankruptcy; includes creditors' petitions, acts of bankruptcy, notices of demand, debtors petitions; property available to creditors; effect of bankruptcy over property and legal proceedings; proofs of debt; meetings of creditors after bankruptcy; realisation of the bankrupt's estate; discharge; annulment and arrangements with creditors outside bankruptcy. The second half covers the winding up of insolvent companies, including deemed insolvency; s.460 notices, commencement of winding up; effect of winding up on company, directors, creditors; appointment and powers of the liquidator; challenging the liquidator's decisions; termination of winding up.

71200 ELECTIVE SKILL – SPECIAL PROJECT (2cp); prerequisite completion of Stages 1 to 8 of the part-time program

The Special Project enables students to develop legal skills in an approved area of interest to them. The

project will require work equivalent to two credit points. A member of faculty will be appointed by the Head of School to supervise the student's work. Students interested in attempting this subject will consult the Head of School or Sub-Dean before enrolling to ensure that the proposed work is appropriate as a Special Project.

71201 SKILLS – ALTERNATIVE DISPUTE RESOLUTION (2cp); prerequisite completion of Stage 1 to 7 of the part-time program

Introduces the various types of dispute resolution, and the fundamental negotiation concepts of listening and questioning; the successful dispute resolution; the theory and techniques of negotiation with a simulation to illustrate principles and participation in a skills exercise; a brief examination of conciliation and arbitration methods, with distinctions being drawn between the main forms of dispute resolution; an examination of dispute resolution criteria prepared in the first section and a formal debriefing for the simulation exercises.

71211 LAW OF EVIDENCE (7cp); prerequisite completion of Stages 1 to 8 of the part-time program

The subject includes the following topics: types of evidence; relevance, admissibility, weight of evidence; the course of the trial; functions of the judge and jury; the burden and standard of proof; competence and compellability of witnesses; privilege; character evidence; the rule against hearsay evidence and the common law and statutory exceptions; confessions and illegally obtained evidence; presumptions and corroboration.

71212 REVENUE LAW (7cp); prerequisite completion of Stages 1 to 7 of the part-time program; corequisite 70612 Administrative Law

After an introduction to the Federal and State taxation systems, the subject concentrates on a study of income tax law. Topics include the scheme of the Income Tax Assessment Act; concepts of income and capital; the concept of assessable income; the treatment of trading stock; allowable deductions and tax accounting; the taxation of different types of taxpayers; tax avoidance; objections, appeals and other administrative procedures; questions of source and residence; capital gains tax; imputation and fringe benefits tax.

ELECTIVE SUBJECTS

77001 COMPARATIVE LAW A (7cp); *prerequisite completion of Stages 1 to 4 of the part-time program*

The first section is concerned with an introduction to the major legal systems in the world. Emphasis will be placed on a study of the development of the Romano-Germanic system of law, the formation of the socialist legal system and the law of the United States of America. These legal systems will be compared with the common law system. Among the topics covered will be a study of the meaning, sources and structure of law in the legal systems under consideration. The civil law method will be illustrated by cases dealing with liability for torts (articles 1382-1386 of the French Civil Code). Other topics which will be discussed include the legal profession and the legal education in civil law as well as countries, an assessment of the adversary and inquisitorial criminal procedures, and the protection of human rights through the incorporation of customary law into domestic law.

The second section is devoted to French Administrative Law and the jurisprudence of the Conseil d'Etat.

77003 COMPARATIVE LAW B (7cp); *prerequisite completion of Stages 1 to 4 of the part-time program*

The subject exposes students to another legal system. It is designed to introduce students to the reception of legal systems in the countries of South and South-East Asia, with special reference to the reception of English law and Islamic law.

77004 ADMINISTRATION OF CRIMINAL JUSTICE (7cp); prerequisite 71211 Law of Evidence

Topics include criminal investigation covering police interrogation, arrest, detention, search, seizure, remedies against the police, reception of confessional evidence and discretion to exclude evidence; Criminal prosecution: bail, summary proceedings, committal proceedings, jury trials, discretion to prosecute, indictment, joint trials, pleas, duties of prosecutor, duties of trial judge, course of evidence, verdict, sentencing, criminal compensation, appeals.

77006 PUBLIC INTERNATIONAL LAW (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

The following topics are selected for study in this subject with particular attention being paid to the development of the law through the machinery of the United Nations in its relationship with the state, international organisations and even the individual. The topics are: nature, characteristics and function of

international law; sources of international law (including the role and characteristics of the International Court of Justice); the law of treaties; concept of state sovereignty and domestic jurisdiction; the relationship between international law, municipal law and the individual (including the international protection of human rights); statehood and sovereignty; the personality, rights and duties of states; the recognition of states and governments; state succession; territorial sovereignty of the land and the sea (with emphasis on limits); the jurisdiction of states (including jurisdictional competence, immunity from jurisdiction, asylum and extradition); immunities and privileges in diplomatic and consular relations; international organisations (especially the United Nations); armed conflict and the settlement of international disputes.

77007 HUMAN RIGHTS (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

Concentrates on law relating to human rights. Topics include establishment and enforcement of human rights, constitutional rights, common law rights, an Australian Bill of Rights and the law; Aborigines; discrimination; the right to free speech and assembly.

77008 JURISPRUDENCE (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

Deals with theoretical questions which are relevant to an understanding of the notion of law (e.g. What is the law of the state? Is there any other command, convention or the like which can also be called "law"?). It also includes a discussion of different approaches to the study of law (e.g. philosophical, sociological, historical, analytic, international, comparative) to determine its derivation, nature and function, as well as a discussion of the doctrines and techniques of legal analysis and evaluation. The various approaches are compared and criticised in the context of socio-political problems, conflicts and other phenomena. Topics here include causation and the law, sovereignty and the law, legal rights and duties, law and ideology; and their treatment in the common law will be examined. A number of theorists are considered, e.g. von Savigny, Austin, de Jouvenel, Dworkin.

In conceptual terms, law is analysed as a logical system (legal), as a part of a composite system (social), and as a specific legal institution (e.g. constitutional law). Constitutionalism will be distinguished from legality, and the problem of political or social revolution addressed (in other words, how can legality be justified vis-a-vis the ensuing struggle for sovereignty in the state which is always present in any revolution?).

77011 INDUSTRIAL AND INTELLECTUAL PROPERTY (7cp); prerequisites completion of Stages 1 to 4 of the part-time program, 70511 Equity and Trusts

Introduces and provides an understanding of the ways in which the legal system recognises, protects and regulates the exploitation of exclusive rights in certain intangible industrial and intellectual "property". The basic structure will be: confidential information: trade secrets and the problem of "know how", scope of the present law, classification of type of protection, relation to patent system. Remedies available in Industrial Property. Patents: history of patents, patentable subject matter, application process, employee's inventions, patent office and third party objections, grounds of invalidity, infringement, licences, assignment, Crown use, patents of addition, extensions. Designs: subject matter, registration, invalidity, infringement, relationship to the copyright system. Trade Marks and Trade Names: protection at common law, passing off and Section 52 of the Trade Practices Act 1974, unfair competition; trade mark legislation and its relation to common law protection; right to apply, purpose of registration, distinctiveness, deception and confusion, defensive registration, certification marks, infringement, assignment, registered user agreement, the licensing and exploitation of marks, non-use and use by competitors. Copyright: history of copyright protection, nature of works and subject matter in which copyright subsists, nature of exclusive rights, ownership, assignment, licensing, infringement.

77012 CRIMINOLOGY (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

Issues and theories within contemporary criminology. Deals with theoretical explanations of the causes of crime, the role and effectiveness of prisons, alternatives to imprisonment, and a number of selected topics of continuing importance in criminological debate. An attempt will be made to deal with particular theories in the context of a discussion of concrete issues and subjects.

77014 LAW AND COMPUTERS (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

An introduction to computers as they relate to the administration and practice of the law, and to specific areas of the law as they relate to computers. After an analysis of computer concepts and terminology, with basic instruction in the use of personal computers, the subject deals with legal issues raised by computer technology (e.g. computer crime, software copyright and data protection), and the development of computer applications for legal use,

with the major focus on leading edge technologies, such as expert systems and hypertext systems.

77015 LABOUR LAW (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

The subject consists of two parts: individual aspects of the employment relationship: the formation, foundation and termination of the employment contract. Also examined is the intrusion into and the modification of the employment relationship by awards and various pieces of industrial welfare legislation. The rights and liabilities of employers and employees under common law principles and legislation including occupational health and safety law, anti discrimination law and remedies involving reinstatement.

77016 ADVANCED TAXATION (7cp); prerequisites completion of Stages 1 to 4 of the part-time program, 71212 Revenue Law

Builds on the understanding obtained from the completion of the core subject 71212 Revenue Law, providing the student interested in a further study of taxation law, a specialised area of legal practice, with the opportunity to pursue that interest. Topics covered include a comparative study of taxable entities: case studies, budget implications, taxation of companies: specific tax issues, imputation/franking credits, capital gains tax issues; taxation of trusts: specific tax issues, taxation of beneficiaries and trustees; taxation of partnerships: specific tax issues; taxation of superannuation funds; taxation of joint ventures; international aspects of taxation; tax planning: income splitting assignments, Part IVA and section 260; tax administration; other taxes.

77017 STRATA TITLES AND COMMUNITY SCHEMES (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

An introduction to the laws and practices regulating strata title developments and the increasing numbers of strata leasehold and community title developments. Topics include overviews of the various schemes (including alternatives to strata, strata leasehold and community title), boundaries, subdivision procedures, local government approval, staged development, common and association property, by-laws and management statements, managing agents, management procedures, disputes, insurance, variation and termination of schemes, strata leasehold lot and common property leases, the role of the solicitor acting for a developer, vendor, purchaser and mortgagee.

77022 LAW OF INSURANCE (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

Concentrates on a study of the general principles of insurance law, but does not examine in detail the special rules governing each class of insurance contract. After the nature of the contract of insurance is noted, key concepts will be dealt with: insurable interest, indemnity and subrogation, risk, non-disclosure, misrepresentation, conditions, warranties, premium. Subsidiary matters such as assignment of policies, liens and reinsurance will be considered. The role of insurance intermediaries in the formation of contracts of insurance will be examined. The subject thus focuses on the legal rights and liabilities of parties to an insurance contract in the context of common law principles and statutory modification. In addition, consideration will be given to the regulatory framework within which the insurance industry operates in Australia.

77023 DECEPTIVE TRADE PRACTICES AND PRODUCT LIABILITY (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

The following topics are considered: the constitutional basis of the Trade Practices Act; liability under the Trade Practices Act and Fair Trading legislation for misleading and deceptive conduct; remedies and criminal liability under the Trade Practice Act; liability for unconscionable conduct; suppliers', service providers', financiers' and manufacturers' liability for defective products (including standards and bans).

77024 ENVIRONMENTAL LAW (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

Introduces students to those areas of the law which attempt to control or regulate environmental quality. It provides a comprehensive guide to the major statutory and common law controls over pollution, use of land and natural resources and heritage. Students will consider the environmental licences and approvals required, and the procedures and problems which may be encountered, for industrial development, the use of natural resources (such as mining and forestry), and developments on public land. In addition, the subject covers the jurisdictions of the Supreme Court, the Land and Environment Court and the Local Court in enforcement by criminal prosecutions and civil proceedings.

77026 LOCAL GOVERNMENT (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

The functions, powers and duties of local government authorities, including the following topics:

councils, members of council, council servants, council meetings, council powers, enforcement of local government and planning laws; control of local government authorities, administrative review, judicial review, common law actions against councils and their employees; finance, rates, valuation of land; acquisition of land; land use control, land use planning, development control; building regulation; subdivision.

77027 TRADE PRACTICES LAW (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

Topics include: introduction and economics, constitutional issues, monopolisation and relevant market analysis, mergers, anti-competitive agreements, resale price maintenance, price discrimination, exclusive dealing and international anti-trust and extraterritoriality.

77028 ADVANCED COMPANY LAW (7cp); prerequisites completion of Stages 1 to 4 of the part-time program, 70412 Corporate Law

Given the fluid nature of company law, it is not appropriate to list a definitive set of topics, as the content will change to reflect current developments. This subject includes the following topics: equity finance, law of maintenance of capital, law of dividends, law concerning preference shares, share buy-backs, financial assistance; debt finance, debentures, secured indebtedness, priorities, guarantees; takeovers, takeovers code, defences, corporate disclosure; securities market, regulatory theories, corporate law reform processes, the Australian Securities Commission, the Stock Exchange and the stockbroker, regulation of specific market behaviour; company management; investigations; companies in difficulty, receivership, schemes of arrangement, official management, liquidation.

77029 LAND DEALINGS (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

Examines the law on conveyancing in detail. It covers the formation of an enforceable contract; agreements and deeds; open contracts; caveat emptor, pre-contract inquiries and vendor disclosure; auction sales; deposits; risk and duty of care pending completion; statement of title; requisitions and objections; right of rescission; defects in title; errors and misdescription; legality of use and structures; inquiries and affectations; rates and notices; vacant possession; time for completion; and remedies.

77039 JESSUP INTERNATIONAL MOOT
(7cp); prerequisites completion of Stages 1 to 4 of the part-time program, 70900 Skills – Moot, 77006 Public International Law

This elective encourages participation in the Jessup International Moot. This moot was founded in the United States in 1962 by the American Society of International Law and is named in honour of Professor P C Jessup, Professor of International Law and Diplomacy at Columbia, and judge of the International Court of Justice 1960-1969. The moot is now organised by the Association of Student International Law Societies, which operates under the auspices of the American Society of International Law Societies, which operates under the auspices of the American Society of International Law in Washington. The competition is held annually in two divisions, viz. a USA domestic division in which more than 100 United States law schools participate, and an international division in which regional elimination are held in approximately 25 to 30 countries. Winners of the two divisions compete in a grand final held each year in Washington for the Jessup Cup. The moot is probably the most prestigious of international moots. Australia first entered the competition in 1977 and the university first entered a team in 1983.

The workload involved is particularly demanding: the problems circulated are on complex and current issues of international law. Detailed research into both international and comparative law is essential to prepare complex pleadings for both sides with a maximum size prescribed. Equally demanding are the moots themselves, particularly where the bench interrogates the advocates, as is the custom. The work involved is certainly no less than that for a large research project. The form of assessment is arduous. The memorials are assessed by memorial judges, usually distinguished teachers of international law who do not sit in the round, and there are at least two separate assessments by benches. The bench will typically consist of law teachers, practitioners and judges.

Because of the rules of the Jessup Moot, no assessment will be available until after conclusion of the Australian finals of the Jessup Moot in each year.

77040 RESEARCH PROJECT 4 (7cp);
prerequisites completion of Stages 1 to 4 of the part-time program, any other subject relevant to the topic chosen

The Research Project enables students to develop research skills in an approved area of interest to them. A member of faculty will be appointed by the Head of School to supervise the student's work. Students will be required to secure the approval of a

topic by the Subject Coordinator before enrolling in the subject.

Students may complete either 77040 Research Project 4 or 77050 Research Project 5 as an optional subject within the LLB.

The aim of the Research Projects is to further develop the student's research skills. Students are required to demonstrate a high level of understanding of the law relevant to the topic; the capacity to research and analyse legal material; the ability to use research tools and skills; and the ability to present the results of the research in a coherent and comprehensive form.

Students who hope to graduate with honours must complete one of the Research Projects. Results will be taken into account in calculating the "honours mark" (see Honours Rules, above).

Experience shows that most students require two semesters to complete a Research Project and are therefore advised to commence work and submit a proposal at least 12 months before anticipated completion of the law course, and before enrolling in the subject. If the project is to continue over two semesters students must also enrol in the subject in the subject in the second semester.

Students must obtain the signed approval of the Subject Coordinator of their Research Project topic together with that of their proposed supervisor before they may enrol in the subject.

77042 COMMUNICATIONS LAW (7cp);
prerequisites completion of Stages 1 to 4 of the part-time program, 70412 Corporate Law, 70612 Administrative Law

Utilises the skills and knowledge gained from constitutional, administrative and corporate law in the context of new technologies and often a constantly changing policy and regulatory framework. In the volatile area of telecommunications (with which the subject is mainly concerned), it covers the ever expanding ways in which information is exchanged, altered and/or on-sold, and considers the policies behind the regulatory legislation against the backdrop of the very carefully structured commercial arrangements of licensees, identifying the tensions between public accountability and commercial efficiency. Controls over all media include the laws of defamation and contempt. The separate regulation of the print media will be discussed.

Topics include the framework for the regulation of electronic or electromagnetic communications; telecommunications – what it includes and how it is regulated; mass telecommunications, including national, public and commercial broadcasting regulation, as well as regulation of other services,

such as pay television or services like Sky Channel. Specific topics within this area are the regulatory and policy framework; the role and functions of the Australian Broadcasting Tribunal; licensing of broadcasters; inquiry procedures; issues of ownership and control of commercial licensees; defamation; contempt; control over the print media, including the role of the Trade Practices Commission, the Australian Journalists' Association and the Press Council.

77045 LAW AND MEDICINE (7cp); prerequisites completion of Stages 1 to 4 of the part-time program, 70612 Administrative Law

Deals with those areas of law which interact with the practice and administration of medicine and other health services. It includes the following topics: professional liability and medical negligence (including the issue of patient consent); medical ethics and issues, such as abortion, euthanasia and in vitro fertilisation; medical records (access and confidentiality); expert medical evidence in criminal and civil cases; regulation of the medical profession and health services (licensing and certification, review of administrative decisions affecting doctors and health workers, health insurance, public health); legal aspects of mental health and intellectual disability (including legal capacity, the administration of the estates of the mentally ill and intellectually handicapped, and the rights of the mentally ill and intellectually handicapped generally).

77046 WOMEN AND THE LAW (7cp); prerequisites completion of Stages 1 to 4 of the part-time program, 70514 Family Law

The role of the law in constructing and dismantling inequalities between men and women, and women's place in society and within the legal profession.

Students will be expected to become familiar with the substantial body of knowledge relating to feminist jurisprudence and to conduct their own empirical research into particular areas of the law. Classes and assignments will involve the formulation of ideas and theories from relevant materials and also critical assessment of those ideas and theories. Particular attention will be paid to the relationship between women, law and the family (divorce, separation, de facto relationships, custody, domestic violence). The course deals with the role of the law in constructing and deconstructing inequalities between women and men; women and crime (women as criminals and victims of crime); women and sexuality; women and work (including women as lawyers).

77047 ADVANCED CONTRACTS (7cp); prerequisites completion of Stages 1 to 4 of the part-time program, 70511 Equity and Trusts, 71114 Remedies and Restitution

Addresses the question of how contract law assists in the negotiating and enforcement of agreements, as well as the resolution of disputes arising out of agreements. It will deal with selected areas of practical relevance and legal difficulty in the application of principles of contract law to various transactions (uncertainty, the exercise of judicial discretion to fill gaps in agreements, implied terms, illegality, termination of contracts); the intervention of equity (estoppel, penalties, relief from forfeiture, restitution, unconscionability); legislative intervention (Trade Practices Act 1974 (Cth), Fair Trading Act 1987 (NSW), Contracts Review Act 1980 (NSW)); the relationship between tort law and contract law, with reference to the law of obligations.

77048 CITIZENSHIP AND IMMIGRATION LAW (7cp); prerequisites completion of Stages 1 to 4 of the part-time program, 70612 Administrative Law

Deals with the development of a distinct Australian citizenship, the right to travel and immigration control in Australia. Constitutional law issues, the legislative framework and the Australian Government's humanitarian and international obligations are treated. Particular topics include: granting of citizenship, passports, statutory concept of entry, refugee status, change of status, deportation, government policy, immigration programs, departmental procedures, and comparative study of immigration control systems.

77049 TRANSPORT LAW – SELECTED PROBLEMS (7cp); prerequisite completion of Stages 1 to 4 of the part-time program

The legal regime governing the operation of the domestic and international transportation systems. Topics include the regulatory regime of air, sea, land (road/rail), and multi-modal transport; the carriage of goods and passengers by sea (intra-state, interstate and international carriage; charterparties; bills of lading; Admiralty jurisdiction; maritime liens; salvage; general average); domestic and international carriage of goods, luggage, baggage and passengers by air (Warsaw Convention); the carriage of goods by land and rail; and legal issues connected with the multi-modal transport of goods.

77050 RESEARCH PROJECT 5 (8cp);
*prerequisites completion of Stages 1 to 4
 of the part-time program; any other
 subject relevant to the topic chosen*

The Research Project enables students to develop research skills in an approved area of interest to them. A member of faculty will be appointed by the Head of School to supervise the student's work. Students will be required to secure the approval of a topic by the Subject Coordinator before enrolling in the subject.

Students may complete either 77040 Research Project 4 or 77050 Research Project 5 as an optional subject within the LLB.

The aim of the Research Projects is to further develop the student's research skills. Students are required to demonstrate a high level of understanding of the law relevant to the topic; the capacity to research and analyse legal material; the ability to use research tools and skills; and the ability to present the results of the research in a coherent and comprehensive form.

Students who hope to graduate with honours must complete one of the Research Projects. Results will be taken into account in calculating the "honours mark" (see Honours Rules, above).

Experience shows that most students require two semesters to complete a Research Project and are therefore advised to commence work and submit a proposal at least 12 months before anticipated completion of the law course, and before enrolling in the subject. If the project is to continue over two semesters students must also enrol in the subject in the second semester.

Students must obtain the signed approval of the Subject Coordinator of their Research Project topic together with that of their proposed supervisor before they may enrol in the subject.

77051 INTERNATIONAL TRADE LAW
*(7cp); prerequisite completion of Stages 1
 to 4 of the part-time program, 71112
 Conflict of Laws*

Topics include the conduct of business abroad as it relates to agency and distributional agreements, branches and subsidiaries, and the Competition Law; the international sale of goods as in terms of offer and acceptance, stamp terms, performance and the modes of payment, acceptance and rejection of goods, the rights of the unpaid seller, frustration, foreign law, and uniformed laws; customs and law, including the customers' tariff, audit dumping and countervailing duties, sales tax on imported goods, and physical and documentary controls of imports and exports; the financial aspects of exports, export

credit guarantees, insurance, and carriage of exports; dispute resolution by arbitration, alternative dispute resolution, and litigation.

77052 DISPUTE RESOLUTION (7cp);
*prerequisites completion of Stages 1 to 4
 of the part-time program, 71114 Remedies
 and Restitution, 71201 Skills – Alternative
 Dispute Resolution*

The jurisprudence of dispute resolution, and the theory, dynamics and essential characteristics of each dispute resolution process, so that effective strategies can be formulated for resolving a wide range of disputes. Students will be given some exposure to, and training in, dispute resolution so that they can improve their use of negotiations, mediation and arbitration in practice. Topics include the concepts of dispute resolution, including negotiation, mediation, conciliation and arbitration; the nature of disputes; existing dispute resolution procedures; the theoretical, ethical and practical issues of negotiation and mediation.

**77053 INDUSTRIAL LAW (7cp); prerequisite
 completion of Stages 1 to 4 of the part-
 time program**

Examines the Australian system for resolving industrial disputes by compulsory conciliation and arbitration. It concentrates on the federal arbitration system (and on federally registered unions), but reference will be made to State and overseas legislation, where appropriate. Topics include constitutional limitations to federal power; the workings of the Industrial Relations Act, including the content of awards; the legal status of trade unions; the legislative controls upon a trade union's internal affairs; protection of unionism; legal controls over trade unions.

77054 ADVANCED PUBLIC LAW (7cp);
*prerequisites completion of Stages 1 to 4
 of the part-time program, 70612 Adminis-
 trative Law*

Builds upon some of the more complex issues presented in the substantive core subjects, 70611 Federal Constitutional Law and 70612 Administrative Law, permitting students to develop an overall perspective on public law and equipping them to deal with issues of increasing relevance in legal practice. Topics include the three arms of government, the executive power of the Crown, including an examination of the Crown's liability in tort and contract, and Cabinet government; the legislative power and delegated legislation; the judicial power of the High Court, encompassing its jurisdiction and judicial techniques/methods, such as characterisation and the interpretation of privative clauses, and judicial review; federalism, including a consideration

of the separation of powers (s. 51(xxxv); administrative tribunals and responsible government), and intergovernmental relations; recent developments of current interest in public law.

POSTGRADUATE SUBJECTS

The *availability* category shows the degree programs in which the subject is offered. With the approval of the Sub-Dean it *may* be possible to undertake relevant subjects which are not indicated, e.g. a Master of Taxation candidate may wish to enrol in 77719 Capital Gains Tax. Written application must be made to the Sub-Dean *before* the commencement of each semester of enrolment. Not all subjects are offered every year.

The following degree abbreviations are used:

Graduate Certificate in Comparative Law (GCCL)
Graduate Diploma in Industrial Property (GDIP)
Master of Taxation (TAX)
Master of Dispute Resolution (MDR)
Master of Law by Coursework (LLM)
Doctor of Juridical Science (SJD)
Graduate Supply (SUPPLY)

Please refer to the LLM (by coursework) entry above for an explanation of the concentration abbreviations shown in the brackets { }.

22730 EDP CONTROL AND AUDIT (6cp); 1 semester; availability TAX

Examines the application of the objectives and procedures of auditing and internal control in the specialised area of EDP oriented information systems. Emphasis is placed on the control which should exist for all aspects of EDP systems regardless of auditors' requirements. The various techniques available to internal and external auditors for gaining the evidence required to reach a justifiable opinion on the systems, and their outputs, is examined.

22751 CORPORATE ACCOUNTING ISSUES (6cp); 1 semester; availability TAX

Topics to be covered include the search for accounting standards; the state-of-the-art in disclosure policy; capital markets and financial information and future trends in corporate disclosure policy.

22760 APPLIED RESEARCH METHODS (6cp); 1 semester; availability TAX

Reviews univariate statistical techniques, introduces students to multi-variate statistical techniques. Subjects covered include experimental studies and an analysis of their data and computerised databases in Australia and their information content.

28810 ACCOUNTING MODULE I (Professional Year) (6cp); 1 semester; availability TAX

This subject incorporates the topics which are specified in the study guidelines issued by the Institute of Chartered Accounts in Australia for candidates who are undertaking the professional year examination.

28812 ACCOUNTING MODULE II (Professional Year) (6cp); 1 semester; availability TAX

This subject incorporates the topics which are specified in the study guidelines issued by the Institute of Chartered Accounts in Australia for candidates who are undertaking the professional year examination.

72100 LEGAL PROCESS (12cp); 1 semester; availability GDIP

This subject is a prerequisite for all other subjects in the Graduate Diploma. It is designed to give GDIP candidates from non-legal backgrounds a grounding in the principles of legal processes. It deals with the nature of law, the sources of law and the system of law governing NSW as part of the Commonwealth of Australia. Students are instructed in case analysis, the doctrine of precedent, statutory interpretation and legal reasoning.

77700 ADVANCED LEGAL RESEARCH 1 semester; availability LLM, SJD

These seminars are on the methodology of research appropriate to graduate study involving the primary and principal secondary sources of law in NSW and the Commonwealth. In addition, the sources of law in a selected number of jurisdictions – England, United States, New Zealand, Canada and the European Communities – are considered. The sources of international law constitute a special topic. Advanced Legal Research is a corequisite for "Category B" LLM candidates, but is open to all LLM and SJD candidates.

77701 INTERNATIONAL ECONOMIC LAW (6cp); 1 semester; {c}{ib}{if}{t}; availability LLM, SJD

Designed to develop an understanding of the law governing the international economy and relations between participants in that economy. The concept of international economic law will be examined, and topics will include specific resource issues such as the common heritage, the deep sea bed, Antarctica; international legal regulation of investment, finance and trade; the institutions – IMF, GATT, IBRD and the relationship between national and international

economic law involving such concepts as extraterritoriality, sovereign immunity, etc.

Not offered in 1993.

77702 CURRENT PROBLEMS OF PUBLIC INTERNATIONAL LAW (12cp); 2 semesters; {ib}{p}; availability LLM, SJD

Assists students to develop an advanced understanding of the subject, including topics such as recent developments; sources of public international law; dispute resolution; diplomatic immunity; the law of the sea; extradition and asylum; international protection and human rights; treaty practice and procedure; the recognition of states and governments.

Not offered in 1993.

77703 INTERNATIONAL BUSINESS TRANSACTIONS (6cp); 1 semester; {c}{ib}{if}; availability LLM, SJD

Topics include international trade law; transport of goods; taxation of international business transactions; financial aspects; foreign investment law; extraterritoriality; international business contracts and dispute settlement.

Not offered in 1993.

77704 EUROPEAN COMMUNITY LAW (12cp); 1 semester; {c}{ib}; availability LLM, SJD

Topics include the activities of the European institutions especially the EC; the political and economic origins of the EC and its institutional structures with emphasis on the Court of Justice; the laws of the member states and the free movement of goods, workers, capital and services. The subject concentrates on the emerging trans-national protection of social and economic rights and the jurisprudence of the European Court of Justice.

77705 MARITIME LAW (12cp); 2 semesters; {c}{ib}{it}; availability LLM, SJD

This subject is divided into two main areas – admiralty law and the law pertaining to the carriage of goods by sea. In both cases, reference will be made to pertinent international conventions and their adoption (or otherwise) in Australia, as well as to current international deliberations. Within the first main group of topics, the areas of admiralty law studied include safety; registration, nationality and ownership of ships; sale and purchase of ships; securities (mortgages and maritime liens); admiralty jurisdiction; collisions and limitation of liability; salvage, towage and pilotage; maritime employment.

The second main group of topics examines the regulation of shipping conferences, and the rights and obligations of parties to contract for the carriage of goods by sea (carrier and shipper), with special reference to charter parties and bills of lading. The areas studied include anti-trust laws, the Hague Rules, seaworthiness and the duty to take care of cargo, demurrage, general average, freight, and marine insurance. Problems associated with intermodal transport operations will also be discussed.

Not offered in 1993.

77706 ADVANCED ADMINISTRATIVE LAW (12cp); 2 semesters; {p}; availability LLM, SJD

Topics will include major developments in the common law and in federal administrative law. Particular attention will be paid to developing forms of remedies, the alternative forms of review of administrative action through, for example, the Ombudsman, and current issues and prospective developments. Administrative law is relevant to all forms of government activity including regulation of trade and commerce.

Not offered in 1993.

77707 ADVANCED CONSTITUTIONAL LAW (12cp); 2 semesters; {p}; availability LLM, SJD

A consideration of current issues in constitutional law, the three arms of government, and a review of recent developments in various aspects of federal powers.

Not offered in 1993.

77708 WELFARE LAW (12cp); 2 semesters; {p}; availability LLM, SJD

Examines legal developments from government policies to reduce inequalities on the distribution of resources and the provision of access to justice. There will be a consideration of Federal social security system; veterans' administration; international declarations and treaties relevant to children; tenancy law and practice; housing policy and access to justice through the provision of legal aid.

Not offered in 1993.

77709 PLANNING AND DEVELOPMENT LAW (12cp); 2 semesters; {p}; availability LLM, SJD

Topics in this subject include government involvement in the planning and development process as developer and as intervener; executive discretions in the development process; individual participation in the planning process; review of decisions; costs of

environmental protection; a case study for the interaction between private rights and public interests; a case study for the interaction of planning law and environmental concerns and recent developments.

Not offered in 1993.

77710 INTERNATIONAL AND COMPARATIVE LAW PROJECT (12cp); 2 semesters; availability LLM, SJD

Because of career commitments, most practising lawyers are unable to undertake postgraduate work overseas, and therefore miss the advantages of studying in a different culture and environment. In an endeavour to redress this, the faculty offers the International and Comparative Law Project. This subject permits a candidate to undertake an approved course of study overseas of a limited duration, and credit this towards the LLM (by coursework) or SJD program. Upon return to Australia, the candidate must present evidence of work completed which will be assessed; further written work may be required. The faculty has approved programs of study in various locations in Europe with the Hague Academy of International Law and Santa Clara University Law School. Other programs are available, or students may submit proposals for alternative programs. Further details may be obtained from the Graduate Courses Officer.

77711 CORPORATIONS, FINANCE AND SECURITIES (12cp); 2 semesters; {c}; availability LLM, SJD

This subject considers a number of topics of current relevance to corporations law, securities law, and corporate finance. The topics covered in the course include takeovers; the closed corporation; share buy-backs; the new federal company law regime; investigations and related topics; developments in directors' duties; an overview of the financial markets from an economist's viewpoint; the securities industry; controls on public offerings; criminal and civil sanctions relevant to the securities industry; financial advisers; secured and unsecured finance; corporate and unincorporated joint ventures; leasing; subordination; use of commercial paper as a financing technique; syndication and participation; credit facilities; controls on foreign investment and taxation issues in the context of finance law.

Not offered in 1993.

77712 DECEPTIVE TRADE PRACTICES AND PRODUCT LIABILITY (12cp); 2 semesters; {c}; availability LLM, SJD

An advanced study of Parts V and VI of the Trade Practices Act (and analogous legislation). Topics

covered include deceptive trade practices; remedies; unconscionable conduct; suppliers', service providers' and manufacturers' liability. Emphasis is placed upon recent legal developments.

77713 TAX PROCEDURES, SALES TAX AND STAMP DUTIES (12cp); 2 semesters; {c}{t}; availability LLM, SJD

The topics covered include the Commissioner's powers to obtain information; imputation of tax; administrative law and tax; tax avoidance; tax appeals and objections; sales tax and stamp duties.

Not offered in 1993.

77714 COMPUTERISED LEGAL INFORMATION SYSTEMS (12cp); 2 semesters; availability LLM, SJD

The study of hypertext, free text retrieval systems and knowledge-based applications (expert systems). Although principally a practical subject, the implementation of programs which are capable of legal reasoning will necessitate consideration of the nature and types of such reasoning.

77715 BANKING LAW (12cp); 2 semesters; {c}{if}; availability LLM, SJD

This is an advanced study of the following topics: the banking system, regulatory framework, relationship between bank and customer, bills of exchange, and duties and responsibilities of paying and collecting banks.

Not offered in 1993.

77716 INTERNATIONAL TRADE LAW (12cp); 1 semester; {c}{ib}; availability LLM, SJD

Topics include the sale of goods; representation overseas; finance; export credits and insurance; carriage of goods; arbitration and litigation; customs law and international trade regulation.

77717 INTERNATIONAL COMMERCIAL DISPUTE RESOLUTION (12cp); 1 semester; {adr}{c}{ib}; availability MDR, LLM, SJD

The topics covered include negotiation in commercial conflict situations; cross-cultural commercial negotiations; trans-national aspects of arbitration; arbitration as contract; statutory regulation of arbitration; international arbitration law; negotiating with the Japanese; the role of Dispute Resolution Centres; arbitration institutions and drafting and analysing arbitration agreements. A compulsory component of the course is a three-day ADR Skills Workshop.

NB. This subject *cannot* be undertaken if 77751 International Commercial Arbitration has already been completed towards the degree program.

77718 AIR LAW (12cp); 2 semesters;
{c}{ib}{it}; availability LLM, SJD

This subject is dealt with at both the international and domestic levels. The topics considered include the regulation and organisation of aviation (including sovereignty); the system of carrier liability with emphasis on the Warsaw system; third-party liability (including damage caused to third parties on surface, environmental damage and aviation products liability); aviation insurance and security issues.

Not offered in 1993.

77719 CAPITAL GAINS TAX (12cp); 2 semesters; {c}{t}; availability LLM, SJD

An in-depth study of capital gains tax (CGT) including consideration of legislative amendments since introduction of CGT; the effects of CGT on partnerships, trusts, companies, non-residents, and death; the "nightmare" provisions; CGT and convertible notes; CGT and roll-over provisions; current practical problems; overseas experience; the role of the CGT Subcommittee and ATO rulings and practice.

77720 INTERNATIONAL TAXATION (12cp); 2 semesters; {c}{ib}{if}{t}; availability LLM, SJD

This subject considers the following topics: changes enacted and proposed since the 1985 Tax Reform measures; impact of international tax changes on Australian businesses; capitalisation and foreign controllers; the foreign credit tax system and imputation system; Australian measures against tax havens; taxation of foreign service income; relocation of corporate residence off-shore; tax consequences of international information flows; non-resident trusts; transfer-pricing; enforcement and compliance moves by the Australian Taxation Office; New Zealand and US experiences and controlled foreign corporations.

77721 RESTRICTIVE TRADE PRACTICES (12cp); 2 semesters; {c}; availability LLM, SJD

An advanced study of recent directions in trade practices law including monopolisation, mergers, exclusive dealing, and re-sale price maintenance.

Not offered in 1993.

77722 ADVANCED MEDIA LAW (12cp); 2 semesters; {c}; availability LLM, SJD

An examination of legal problems relating to both electronic and print communications. In the field of electronic communications the various aspects of establishment and regulation will be considered. In addition, there will be a consideration of the law

applicable to all media – defamation, contempt – particularly in relation to recent developments.

Not offered in 1993.

77723 JAPANESE LAW (6cp); 1 semester; {a}{c}{ib}; availability LLM, SJD

An examination of the structure and operation of the Japanese legal system in Japanese society by focusing on the dispute resolution process (including litigation, arbitration and conciliation). The object of this course is to study the actual operation of the Japanese legal system in view of its increasing importance to Australian lawyers. This subject will deal with the following matters: historical development; reception of Western law into Japan; constitutional, governmental and legislative structure; the judicial structure; the judiciary and the legal profession; sources of law; and the five codes and their interrelation in the context of examining the process of litigation, conciliation and arbitration; litigation as a dispute resolution process in Japan; and the conflict of laws rules relevant to Australia-Japan disputes.

77724 INTERNATIONAL BANKING AND FINANCIAL LAW (12cp); 2 semesters; {c}{ib}{if}; availability LLM, SJD

An advanced study of monetary systems; monetary obligations; foreign money obligations; the problem of the governing law; sovereign risk; exchange control, covenants; default and types of finance.

Not offered in 1993.

77725 RESEARCH PROJECT (12cp); 2 semesters; availability LLM, SJD

Candidates for the LLM with Honours must undertake the Research Project; however, the Research Project is open to all candidates for the LLM or SJD. Candidates undertaking the Research Project must research and write a paper of approximately 20,000 to 30,000 words of a standard suitable for publication, on a topic approved by the faculty. In most cases the Research Project will extend and develop research done in one or more of the LLM or SJD subjects already undertaken, but in appropriate circumstances a candidate may undertake a new topic. The Research Project is subject to rules approved by the Faculty Board; copies of the rules are available from the Graduate Courses Officer.

77726 PATENT LAW OF AUSTRALIA (12cp); 1 semester; {ip}; availability GDIP, LLM, SJD

Provides candidates with an opportunity to study the current law and practice relating to the protection of intellectual property rights in inventions and technological advances. Topics include: confidential

information; history of patents for inventions; current legislation and reform; subject matter; right to apply; employees' inventions and joint ownership; form of application; specifications and fair basing; novelty and obviousness; opposition; grounds of invalidity; Crown use; patents of addition; extensions of term; Patent Conventions; infringement; licences; assignment; remedies and penalties and the value of the patent system in the economy.

77727 DESIGN LAW (12cp); 1 semester; {ip}; availability GDIP, LLM, SJD

A study of the law relating to the registration of designs and an overview of the law of copyright. Topics include the history of registered design legislation; meaning of design; requirements for registration; novelty or originality; registration process; infringement; term; ownership of registered design; rights created by registration; rectification of the register; licences and assignment; compulsory licences; transition provisions; design and copyright overlap; relevance of the Trade Practices Act 1974; international obligations and Circuits Layout Act 1988. The overview of copyright law will encompass a consideration of both works and other subject matter under the Copyright Act 1968.

77728 TRADE MARKS LAW (12cp); 1 semester; {ip}; availability GDIP, LLM, SJD

The subject comprises a study of the trade mark monopoly, trade mark protection and practice. Topics include passing off; trade libel; unfair competition; misleading or deceptive trade mark conduct under the Trade Practices Act 1974; The Trade Marks Act 1955; right to apply; purposes of registration; distinctiveness; deception and confusion; the possibility of protection for misappropriation rather than confusion; division of the register; defensive registration; certification marks; infringement; assignment; the registered user system; the exploitation of marks; remedies; international conventions and commercial counterfeiting; trade mark jurisprudence.

77729 CHINESE TRADE AND INVESTMENT LAW (6cp); 1 semester; {a}{c}{ib}{if}{t}; availability: LLM, SJD

An introduction to the trade and investment law of the People's Republic of China. Topics considered include the role of law in China; the law-making process and interpretation; legal aspects of China's foreign trade; legal aspects of foreign investment in China; contractual and equity joint ventures and wholly-owned foreign enterprises; taxation of foreign interests; foreign exchange control; securities

and futures; special Economic Zones; banking and finance and dispute resolution.

Not offered in 1993.

77730 CORPORATE INSOLVENCY AND RESTRUCTURING (6cp); 1 semester; {c}; availability LLM, SJD

An advanced study of corporate insolvency law. Topics considered include: the regulating structure; secured and unsecured creditors; reservations; liquidation; schemes of arrangement; official management; the role of directors and foreign companies and foreign proceedings.

77731 ADVANCED REMEDIAL LAW: DAMAGES (6cp); 1 semester; {c}; availability LLM, SJD

An advanced study of the following topics: compensation and the measure of damages; the Once for All Rule; certainty; causation; remoteness; mitigation; contributory negligence; effect of taxation, inflation; interest; contrast of promissory, reliance, restitutionary and indemnity damages; concurrent liability in contract and tort; pre-contract expenditure; non-pecuniary loss; discretionary benefits; property damages; economic loss; damages in equity; date of assessment of damages and punitive damages.

Not offered in 1993.

77732 ADVANCED REMEDIAL LAW: EQUITABLE REMEDIES (6cp); 1 semester; {c}; availability LLM, SJD

The range of the following topics will be studied: inadequacy of damages; discretion – unconscionability and hardship; discretion – constant supervision, partial enforcement through injunction; discretion – lack of mutuality, unclean hands, laches, ready willing and able, public interest; part performance; protection of private property rights; protection of public interest; urgent relief; Mareva injunctions and Anton Pillar orders; rescission; declaration; account; rectification and delivery-up of documents; receivers.

Not offered in 1993.

77733 CHINESE LAW AND LEGAL SYSTEMS (6cp); 1 semester; {a}{ib}; availability LLM, SJD

This subject provides a background to further specialist study of contemporary Chinese Law, including Chinese commercial law relating to foreign investment, and investigates Chinese communist legal styles, attitudes and structures, as well as traditional imperial Chinese legal attitudes and methods.

Not offered in 1993.

77734 LAW AND MEDICINE (12cp); 2 semesters; {p}; availability LLM, SJD

Deals with the areas of law which interact with the practice and administration of medicine and other health services. It includes medical negligence; consent; medical records; expert medical evidence in criminal and civil cases; the law of medical ethics; legal aspects of mental health and intellectual disability including legal capacity and the rights of the mentally ill and intellectually handicapped generally.

77735 DISPUTE RESOLUTION (12cp); 2 semesters; {adr}; availability MDR, LLM, SJD

An introduction to the theoretical and practical aspects of this newly developing area of law which is also applicable to all professions, to business and to management. It is designed to give an overview of the processes of dispute resolution. Topics covered will include an overview of dispute resolution processes in Australia; the theoretical basis of the recent movement; implications for the Rule of Law; introduction to mediation and negotiation theory; conflict resolution skills; critiques of ADR and its implementation and studies of dispute resolution processes in other countries, particularly the Pacific Rim countries. A compulsory component of the course is a four-day mediator training workshop.

77736 ADMIRALTY LAW (6cp); 1 semester; {it}; availability LLM, SJD

This subject will give students an appreciation of public and private international law aspects of maritime commerce and transportation, whilst ensuring a knowledge of the Australian law governing the relevant areas selected for study. Reference will be made to pertinent international conventions and their adoption (or otherwise) in Australia, as well as to current international deliberations.

Not offered in 1993.

77737 CARRIAGE OF GOODS BY SEA (6cp); 1 semester; {it}; availability LLM, SJD

This subject, designed to accompany Admiralty Law, examines the regulation of shipping conferences, and the rights and obligations of parties to contract for the carriage of goods by sea (carrier and shipper), with special reference to charter parties and bills of lading. The areas studied include anti-trust laws; the Hague Rules; seaworthiness and the duty to take care of cargo; demurrage; general average; freight and marine insurance. Problems associated with intermodal transport operations will also be discussed.

77738 ADVANCED INTERNATIONAL ECONOMIC LAW (6cp); 1 semester; {c}{ib}{if}{t}; availability LLM, SJD

Designed to develop an advanced understanding of the law governing the international economy, and the relations between participants in that economy. Aspects of international economic law shall be considered including the IMF; floating currencies; foreign exchange control law and international contracts – Article VIII of the IMF; aspects of international fiscal law; the European Monetary System; sovereign debt problems and Eurocurrency markets.

Not offered in 1993.

77739 INDONESIAN TRADE AND INVESTMENT LAW (6cp); 1 semester; {a}{c}{ib}{if}{t}; availability LLM, SJD

An overview of the legal system of Indonesia, with particular emphasis on trade and investment law. Topics will include the Indonesian legal system; business organisation; joint ventures; securities law; foreign investment; land law; exchange control and litigation and arbitration.

Not offered in 1993.

77740 RESEARCH PAPER (6cp); 1 semester; availability LLM, SJD

The Research Paper is open to all LLM and SJD candidates. Candidates must submit a proposed topic to the faculty for approval. Candidates are then required to undertake a research paper of approximately 10,000 – 15,000 words of a standard suitable for publication. The Research Paper is subject to rules approved by the Faculty Board. This subject **does not** fulfil the faculty's requirements for the awarding of Honours within the LLM.

77741 EUROPEAN COMMUNITY ANTI-TRUST LAW (6cp); 1 semester; {c}{ib}; availability LLM, SJD

Designed to provide an understanding of the provisions of Article 85 and 86 of the Treaty of Rome, with a brief survey of its relationship to one of the member states of the European Community (normally the UK).

Not offered in 1993.

77742 ADVANCED COMPARATIVE LAW – THE COMMON LAW (12cp); 2 semesters; availability GCCL, LLM, SJD (international students only)

This is an intensive course which provides the bridge between the civil law and the common law. It opens with tuition and practical exercises in the research skills and methodology of the common law. The

topics covered by Advanced Comparative Law are: primary and secondary sources of the common law; the development of the common law; courts and lawyers; the spread and reception of the common law; law finding in the common law; contract law in the common law; public law and the common law and business transactions in the common law. The course also involves visits to the courts and Sydney law offices. The program is open to graduates and lawyers from civil law countries; it would not normally be undertaken by those who have common law qualifications, or who are admitted to practice in a common law jurisdiction.

77743 ECONOMIC LAW IN EASTERN EUROPE (6cp); 1 semester; {c}{ib}{if}; availability LLM, SJD

Topics to be covered include the functions of law in Eastern Europe; the legal environment of business; privatisation and re-privatisation policy and its legal forms; aspects of company law; banking law; taxation systems; anti-trust legislation; insurance and re-insurance; securities markets; foreign investment laws; the EEC and association agreements; OECD and "Partners in Transition"; aspects of contracts in corporate business and dispute resolution processes.

Not offered in 1993.

77744 FRANCHISING LAW (6cp); 1 semester; {c}; availability LLM, SJD

Aims to acquaint students with the role of franchising in the economy, the strengths and weaknesses of franchising, and the relevant applicable law. Topics will include trade practices and franchising, intellectual property and franchising, dispute resolution between franchisor and franchisee, taxation and stamp duty considerations, and international franchising.

Not offered in 1993.

77745 NEGOTIATION (6cp); 1 semester; {adr}; availability MDR, LLM, SJD; corequisite 77735 Dispute Resolution or demonstrated experience in the field

This subject will teach the theoretical and practical aspects of negotiation at an advanced level. It is designed to provide an understanding of the processes of negotiation and the theories and approaches to negotiation. Topics to be covered include communication and behavioural factors in negotiation; strategies and positional bargaining; variables – power imbalances (including gender issues), cross-cultural issues and political limitations; multi-party negotiations and an overview of the use of negotiation in commerce and the community.

77746 ADVANCED MEDIATION (6cp); 1 semester; {adr}; availability MDR, LLM, SJD; corequisite 77735 Dispute Resolution or demonstrated experience in the field

This subject will teach the theoretical and practical aspects of mediation at an advanced level. It is designed to give students an understanding of the processes of mediation and the theories, skills and approaches to mediation. Skills in the techniques of mediation will be developed to an advanced level. Co-mediation and mediation in multi-party disputes will be covered. Micro-skills will be concentrated on.

77747 PACIFIC RIM DISPUTE RESOLUTION (6cp); 1 semester; {adr}; availability MDR, LLM, SJD; corequisite 77735 Dispute Resolution or demonstrated experience in the field

Focuses on the theoretical and practical aspects of the use of dispute resolution in the context of dealings with our Pacific Rim neighbours, and will concentrate on the various methods of negotiation and mediation required in the context of commercial and legal interaction with Pacific Rim countries. Skills in cross-cultural negotiation will be developed. Topics to be covered include negotiation of joint ventures and contracts; enforcement of agreements and contracts; establishment of Pacific Rim rules and case studies of dispute resolution in various Pacific Rim countries.

Not offered in 1993.

77748 VICTIM-OFFENDER DISPUTE RESOLUTION (6cp); 1 semester; {adr}; availability MDR, LLM, SJD; corequisite 77735 Dispute Resolution or demonstrated experience in the field

The theory and practical implications of using the newer dispute resolution processes, particularly mediation, in the criminal justice system. Programs in the UK, Canada and the USA utilising these processes will be examined. Issues to be addressed include theoretical implications for the criminal justice system and for sentencing; rights and needs of victims; drafting a program for a pilot project in NSW and future directions for victim/offender dispute resolution in Australia and overseas.

Not offered in 1993.

77749 CONSTRUCTION INDUSTRY DISPUTE RESOLUTION (6cp); 1 semester; {adr}; availability MDR, LLM, SJD; corequisite 77735 Dispute Resolution or demonstrated experience in the field

The theory and practical implications of using the newer dispute resolution processes in the construction industry. Dispute prevention and management are also included. This industry is recognised as one which has attracted experimentation in resolution processes. The history of these processes and their successes and failures and the place of formal and informal arbitration within the industry will be covered. New initiatives and current construction industry dispute resolution programs in the USA and Australia will be studied.

77750 ANTI-DISCRIMINATION DISPUTE RESOLUTION (6cp); 1 semester; {adr}; availability MDR, LLM, SJD; corequisite 77735 Dispute Resolution or demonstrated experience in the field

Designed to cover the theory and practical implications of using the newer dispute resolution processes in anti-discrimination and equal opportunity disputes. The processes used within this area combine assisted negotiation for the disputants to resolve their own dispute with an imposed decision. The implications of vesting these two very diverse functions in one body, and even in one person, will be addressed. The success or failure of the use of these processes for their intended purposes will be considered. New initiatives for dispute resolution within the area of discrimination will be examined, and the reasons for their growth will be analysed.

Not offered in 1993.

77751 INTERNATIONAL COMMERCIAL ARBITRATION (6cp); 1 semester; {adr}{c}{ib}; availability MDR, LLM, SJD

Topics include ad hoc arbitrations; relevant legislation and international conventions; international Institutional Arbitration Associations; scope, formal requirements and validity of agreement to arbitrate; drafting in regard to ICSID arbitrations; curial intervention; compulsory reference of an international commercial dispute to arbitration in Australia; drafting stabilisation and re-negotiation clauses; composition of the arbitral tribunal; the language of arbitration; award of damages in international arbitration; sovereign immunity; international standard construction contracts; power of the international arbitral tribunal to deal with defaults, delaying tactics or refusal of a member to participate in the making of an award; provisions for correcting

international commercial arbitration award; recourse against award under the UNCITRAL model law; recognition and enforcement of foreign arbitral award under the UNCITRAL model law and the New York Convention; liability of the arbitrator for negligence and/or wilful neglect of duty.

NB. This subject *cannot* be undertaken if 77717 International Commercial Dispute Resolution has already been completed towards the degree program. Not offered in 1993.

77752 COMMERCIAL ARBITRATION (DOMESTIC) (6cp); 1 semester; {adr}; availability MDR, LLM, SJD

Topics to be covered include the arbitration agreement and its scope; the arbitrator's jurisdiction; reference by the court to a referee or arbitrator; the inherent jurisdiction of the court to interfere in arbitral proceedings; agreement binding on the Crown; the appointment of arbitrators and other related matters; the Umpire entering upon the reference; the distinction between an arbitration certification, valuation, assessment, an exception clause, reference to arbitrator, or quasi-arbitrator; powers and duties of the Arbitration Tribunal; subpoenas; evidence; legal representation; amiable compositeur or Ex Aequo et Bono; interim awards; specific performance; extension of ambit of arbitration proceedings; duties of parties; right of appeal; exclusion agreements; misconduct; remission of award; removal of arbitrator or umpire; sundry provisions; Scott v Avery Clause; foreign awards.

77753 JURISPRUDENCE: ASPECTS OF JUSTICE IN MODERN LEGAL SYSTEMS (6cp); 1 semester; availability LLM, SJD

Deals with competing theories of justice and of rights in different legal orders. It is an exercise in comparative and cross-cultural thinking in terms of modern applied jurisprudence. Students will be encouraged to confront some theories of justice with the practice of law in various legal traditions. The fundamental values of law (such as its autonomy, neutrality, certainty and the rule of law) will be examined in the context of competing attitudes to justice: attitudes of the general public, and reasoning of judges in coming to judicial decisions.

Not offered in 1993.

77754 ADVANCED INSOLVENCY AND RESTRUCTURING (6cp); 1 semester; {c}; availability LLM, SJD; prerequisite 77730 Corporate Insolvency and Restructuring

An advanced study of insolvency law and the related issues, with a particular emphasis on trends in and

styles of formal and informal debt restructuring. Lectures will also analyse case studies to demonstrate the application of legal and commercial principals in a practical context.

77755 SUPERANNUATION LAW (6cp); 1 semester; {c}{t}; availability: TAX, LLM, SJD

Provides an overall understanding of the taxation, legal and industry matters affecting superannuation. Specific topics covered include: history of superannuation; overview of current situation; trust deed issues; legislative framework – ITAA and OSA and Regs, SGL; relationship of superannuation to topical issues such as insolvency, family law, administration companies, and surplus.

77756 COPYRIGHT LAW (12cp); 1 semester; availability LLM, SJD

The principles of copyright, the development of case law and the structure and ambit of the legislation. Students will be required to develop a detailed knowledge of the Copyright Act 1968 as amended, and associated regulations, and to have a comprehensive knowledge of relevant case law.

77757 ADVANCED FAMILY LAW: PROPRIETARY REMEDIES (6cp); 1 semester; availability LLM, SJD

Provides instruction at an advanced level into the forms of proprietary relief which are available in domestic property disputes. Topics to be covered include statutory principles of family property relief; principles governing the exercise of Judicial Discretion and Appellate Intervention; ascertaining family assets; valuation of assets and financial disclosure; property applications involving trusts and companies; urgent applications; special injunctions and Anton Pillar Orders; the use of restitution in domestic property applications; enforcement; evidentiary issues in the Family Court; advanced advocacy.

77758 PRIVATE INTERNATIONAL LAW (6cp); 1 semester; availability LLM, SJD

An advanced study of the principles of private international law as they operate within the Federation of Australia and in relation to overseas countries, with emphasis on issues of current relevance, and with reference to American and European law. In particular current developments at the Hague Conference on PIL and in the EC will be examined.

77760 FAMILY DISPUTE RESOLUTION (6cp); 1 semester; availability MDR, LLM, SJD; corequisite 77735 Dispute Resolution

Provides instruction in the theoretical and practical aspects of the use of non-litigious techniques of dispute resolution in the context of family disputes, and it will provide a framework for developing both skills in the use of dispute resolution processes within the family, and a critical evaluation of the use of such techniques. The use of alternate dispute resolution within the court system for the resolution of family disputes will also be studied. An essential feature of this course will be the study of the special problems which arise in resolving disputes within families, including power imbalances, gender issues, domestic violence, and offences against children.

77761 DISPUTE RESOLUTION IN COMMERCE (6cp); 1 semester; availability MDR, LLM, SJD

This subject will explore the applications of dispute resolution theory and practical skills to the corporate environment. It will explore the causes of conflict within a corporation, and between the corporation and the outside world. The range of dispute resolution processes will be studied to ascertain their relevance and the problems in applying them to the various types of dispute that occur. Students will have the opportunity to study the impediments to changing the dispute resolution culture of an organisation, and they will be encouraged to build models for implementing change in a range of corporate environments. The differences between implementation between the public and private sectors and between different sections of the corporate / business world will also be explored.

77764 ENVIRONMENTAL DISPUTE RESOLUTION (6cp); 1 semester; availability MDR, LLM, SJD; corequisite 77735 Dispute Resolution

This subject will study the use of dispute resolution in environmental disputes and the potential for developing alternative dispute resolution processes in this area. It will also examine the application of dispute resolution processes to planning issues, and matters currently dealt with by the Land and Environment Court of NSW. In development of students' practical skills, the course will explore strategies which can be used for dispute resolution in multi-party disputes and where public interest groups are involved.

Not offered in 1993.

77765 COURT-BASED DISPUTE RESOLUTION (6cp); 1 semester; availability MDR, LLM, SJD; corequisite 77735 Dispute Resolution

This subject explores one of the most important applications of dispute resolution in society. It addresses the impact of dispute resolution on the formal state-provided dispute resolution system, and examines the interface of the formal and informal systems, and the effect of the informal system on society's norms and the adversarial system of social control.

79711 ADVANCED INDUSTRIAL LAW (6cp); 1 semester; availability SUPPLY

Develops understanding of the legal regulation of the employer / employee relationship. It instills an awareness of solutions to problems in this field attempted by other legal systems, and an understanding of current problems, and develops skills in the preparation for and presentation of cases before industrial tribunals. It seeks to develop an understanding of our industrial arbitration system and the regulation of wages and working conditions under awards at both the Federal and State levels.

79729 LEGAL ENVIRONMENT OF BUSINESS (6cp); 1 semester; availability SUPPLY

Strand I: Emphasis on Trade Practices Law

The objective of this subject is to understand the basic principles of the legal system in Australia and its impact on business; to introduce students to legal reasoning, identification of key issues, and options for dispute resolution. Topics covered include the Constitution; parliament and government; contract and tort; the law of principal, agent and partnership; company law; restrictive trade practices and the law of international business in Australia.

Strand II: Emphasis on Computer Law

Addresses the basic principles of law and the legal system in Australia, with emphasis on understanding the law of business and the impact of computers, including issues relating to intellectual property, e.g. copyright protection of computer software.

79731 INDUSTRIAL LAW (6cp); 1 semester; availability SUPPLY

Provides an understanding of the matters encompassed by industrial law. The common law and subsequent statute law relating to employer and employee are discussed, and an understanding of the legal regulation of the working conditions and pay of Australian employees at both the Federal and State levels is developed. The parameters of industrial law, and the employer / employee relationship in both the individual and collective aspect, are analysed in depth.

79732 LAW FOR ADMINISTRATORS (6cp); 1 semester; availability SUPPLY

Examines the laws relevant to administrators and decision makers. It covers the Constitution's limits and administration; legal rules; implementation of legal rules; judicial controls over administrative decision-making; rule and rule-making in business regulation; tribunals and adjudication; advocacy; administrative law reform; reform of the Australian administrative process.

Not offered in 1993.

79733 COMPANIES AND SECURITIES LAW (6cp); 1 semester; availability SUPPLY

Explores company law in depth in relation to cases, and provides current information on the field of corporate enterprise. Topics covered include national companies legislation in Australia; ASC policy in practice; reform of company accounting standards; registration of company auditors and liquidators; new procedures for the registration of charges; promoters' contracts; extended duties of directors and executive officers; special investigation.

79737 ENGINEERING LAW (6cp); 1 semester; availability SUPPLY

The object of this course is to introduce engineers to some of the areas of the law in which they may be involved. Topics covered include advanced contract law; standard form construction contracts and custom-made agreements; collusive tendering practices; Quality Assurance Contracting (AS 2990); contractual limitation of liability for engineers; advanced design liability; the role of the engineering consultant in preventing disputes and preparing for arbitration; copyright considerations in plans, drawings and computer software; rise and fall considerations in engineering projects; advanced aspects of international contracting and dispute resolution and aspects of the Trade Practices Act with regard to collusive tendering practices.

79741 MARKETING LEGISLATION IN AUSTRALIA (6cp); 1 semester; availability SUPPLY

This subject aims to acquaint the student with the major pieces of marketing legislation. Topics covered will include the major consumer legislation in Australia including the Trade Practices Act, Fair Trading Act (NSW), Contracts Review Act, Consumer Claims Tribunal Act, and Door to Door Sales Act; product liability in Australia; regulation of advertising; trademarks, passing off, copyright and patents; privacy and credit laws.

79742 INTERNATIONAL BUSINESS LAW (6cp); 1 semester; availability **SUPPLY**; prerequisite 79729 *Legal Environment of Business or demonstrated equivalent knowledge*

Aspects of the law of the international sales of goods; aspects of the legal environment of the conduct of business abroad; international economic institutions; Australia and its major trading partners; aspects of the anti-trust legislation and incentives to export; fiscal aspects of trade; the protection of Australian industry; foreign investment law; the transnational corporation.

79749 LAW FOR MANAGERS (6cp); 1 semester; availability **SUPPLY**

Topics to be covered include introduction to the legal system; constitutional aspects; the nature of legal rules; the legislative framework for actions against public or community managers (e.g. tort, contract); administrative law; particular aspects of law referring to public employment and the employment of professionals; aspects of the law concerning legal forms available for community organisations and the tax treatment and responsibilities of boards of managers and trustees.

79752 EMPLOYMENT LEGISLATION (6cp); 1 semester; availability **SUPPLY**

79753 CURRENT ISSUES IN INDUSTRIAL LAW (6cp); 1 semester; availability **SUPPLY**

Focuses on current developments and central issues in industrial relations law, ensuring that students are familiar with state-of-the-art knowledge and practice in the field. Topics covered include current legislative changes and proposed changes, common law development, and the latest arbitration and judicial decisions.

79761 INDIRECT TAXATION (6cp); 1 semester; availability **SUPPLY**

In this subject students will examine the legal and procedural issues arising from the legislation. The subject is structured to examine the general liability to taxation, special matters which arise in the operation of legislation and the practical aspects and administration associated with the legislation.

Not offered in 1993.

79775 FINANCE LAW (6cp); 1 semester; availability **SUPPLY**

Aims to enhance student's expertise in modern banking law and practice. Topics covered include the Banking Act and Reserve Bank Act; pre and post Campbell – deregulation, foreign banks, floated

currency; banker / customer duties and liabilities; Cheques and Payment Orders Act 1986; Electronic Funds Transfer; mistaken payments; bank lending and securities; legislative framework of bank lending; international transactions and settlements.

79781 READINGS IN INTERNATIONAL BUSINESS LAW (6cp); 1 semester; availability **SUPPLY**; prerequisite 79742 *International Business Law or demonstrated equivalent knowledge*

The reading subject is undertaken under the direction of a member of staff. Formal lectures in selected areas may be required, as directed by the supervising lecturer. This subject allows a degree of flexibility in programming for specialised needs of individual students.

79791 BUSINESS LAW PROJECT (6cp); 1 semester; availability **SUPPLY**

Students undertaking the Business Law Project will write and present a formal project on an aspect of the law relating to business. There will be no formal lectures; students will select a topic in consultation with the coordinator and will be individually supervised.

79792 BUSINESS PROJECT – TAXATION (6cp); 1 semester; availability **TAX**; prerequisite 79863 *Contemporary Issues in Taxation*

In this subject students will undertake research into an aspect of taxation under the guidance of a supervisor, and will submit a paper of 10,000 – 15,000 words, of a standard demonstrating original research.

79801 STAMP DUTIES (6cp); 1 semester; availability **TAX**

Gives a general overview of stamp duty, the means by which stamp duty is imposed, and the major instruments and transactions which are subject to duty and most frequently encountered in daily practice. Topics to be covered include imposition and territorial nexus; assessment of duty and consequences of non-stamping; conveyances; declarations of trust; settlements; claytons contracts; goods, wares or merchandise exemption; financial institutions duty in land-owning companies and trusts; leases and hiring arrangements and loan securities.

Not offered in 1993.

79802 LAND TAX AND PAY-ROLL TAX (6cp); 1 semester; availability **TAX**

This subject is divided into two components. Land Tax will canvas basic principles and the complex

legal issues in this tax, including general liability, practical aspects and administration and special matters, e.g. jointly-owned land, "special trusts", etc. The second component will explore complex taxation issues in relation to Pay-Roll Tax, including issues of general liability; group employers; practical aspects and administration and special matters, e.g. relevant contracts, tax concessions, etc.

Not offered in 1993.

79806 CUSTOMS DUTIES/LEVIES (6cp); 1 semester; availability TAX

Issues to be considered include liability to duty; import licensing and quota; dumping and countervailing duties; bounties; drawback and "by-law for export"; appeal rights and excise duties.

Not offered in 1993.

79807 INTERNATIONAL TAXATION II (6cp); 1 semester; availability TAX

International tax planning is one of the key elements in any strategy of expansion. The appropriate tax advice will help avoid pitfalls. This subject will cover issues including a tax treatment of non-residents – industry provisions, royalties, sales in Australia by overseas manufacturers and merchants, ex-Australian profits; withholding tax – interpretative provisions, deemed interest, exclusions, recoupment and anti-avoidance legislation, dividends and interest and international tax avoidance and transfer pricing – anti-avoidance legislation, key elements of Division 13, administrative provisions, and other considerations.

79818 ADVANCED TAXATION (6cp); 1 semester; availability TAX

This subject is concerned with taxation practice. It is not intended to be prescriptive, and variations will be made by the lecturer to cater for the interests of students and to take account of current developments in revenue law. Subjects covered include: recent amendments and case law; fundamentals of tax planning; Section 51 (1); advanced problems; partnerships; trusts; taxation and stamp duty problems in estate management; company – distribution, losses, superannuation and employee benefits; foreign source income and tax havens; alienation of income; Section 260 and legislative techniques to minimise tax avoidance; objections and appeals; other revenue laws.

79860 APPLIED LEGAL RESEARCH (6cp); 1 semester; availability TAX

This subject is provided for those with basic researching skills associated with Australian domestic law, but who have had no exposure to the law of some of our major trading partners and

international law. Topics covered will include a revision of Australian primary sources; primary and secondary sources of the UK, America, Canada, New Zealand and the European Communities and aspects of international law including customary law, treaties, International Court of Justice, and international law organisations.

79862 INTERNATIONAL TAXATION I (6cp); 1 semester; availability TAX

A comprehensive explanation of the important issues within the international environment of business. The subject will place emphasis on the more important taxation issues, and will respond to new issues as they arise.

79863 CONTEMPORARY ISSUES IN TAXATION (6cp); 1 semester; availability TAX

Subject students will examine the current issues in taxation within the Australian environment. Emphasis will be placed on the important contemporary issues, and this subject will be flexible to respond to the needs of students in understanding the legislation and its implementation in practice.

79864 TAXATION PROJECT (12cp); 2 semesters; availability TAX; prerequisite 79863 Contemporary Issues in Taxation

Students who wish to undertake a more in-depth analysis may, with the permission of the Sub-Dean, enrol in Taxation Project II over a second semester, and will be required to submit a paper of 20,000 – 30,000 words.

79892 TAXATION PROJECT (6cp); 1 semester; availability TAX; prerequisite Contemporary Issues in Taxation

In this subject students will undertake research into an aspect of taxation under the guidance of a supervisor and will submit a paper of 10,000-15,000 words, of a standard demonstrating original research.

79911 TAXATION MODULE (Professional Year) (6cp); 1 semester; availability TAX

Incorporates the topics which are specified in the study guidelines issued by the Institute of Chartered Accounts in Australia for candidates who are undertaking the professional year examination.

SCHOOL OF LEGAL PRACTICE – THE COLLEGE OF LAW

GRADUATE DIPLOMA IN LEGAL PRACTICE

The Practical Legal Training Department of the College is an affiliated School within the University of Technology, Sydney and forms a component part of the Faculty of Law and Legal Practice.

The College of Law was established by the Law Society of New South Wales in 1972 in order to conduct courses of Practical Legal Training and a program of Continuing Legal Education.

The Practical Legal Training Course has been offered at the College's St Leonards campus since 1974. The course is conducted in two modes – full-time and cooperative (sandwich) mode. Students completing the course are awarded the College's Certificate of Satisfactory Completion and the Graduate Diploma in Legal Practice of the University of Technology, Sydney.

Among facilities, which are specifically designed for practical legal training, are a central library, practice court rooms equipped with audio visual equipment, a large lecture theatre, small group teaching rooms and a canteen.

Tuition is provided on a small group basis. Students are allocated to simulated professional firms and are assigned in rotation to a number of instructors to complete a range of topics specific to the professional needs of the practising profession.

Course Overview

Following successful completion of the course, students are recommended for the award of the Graduate Diploma in Legal Practice of the University of Technology, Sydney. Successful completion of the course also entitles students to the award of the College's Certificate of Satisfactory Completion which is necessary, except in special circumstances, for admission as a solicitor of the Supreme Court of New South Wales.

Students have the choice of completing the course by either full-time attendance or by the cooperative (sandwich) mode of study.

Course Objectives

The aim of the course, whether taken by full-time or cooperative mode, is to equip the potential solicitor with basic professional skills, methods and a sense of the professional role of the solicitor to permit

immediate and effective participation as a newly admitted solicitor in practice.

To achieve this aim, the objectives of the course are that students should, by the end of the course, be able, under the supervision normally and properly accorded a newly admitted solicitor, to:

- perform with understanding the tasks required to complete a range of litigation and property/commercial transactions and activities in a manner which effectively achieves the client's and the solicitor's objectives.
- exercise a range of skills required of a lawyer in the areas of advocacy, interviewing, advising, negotiating, legal research, drafting and legal writing and practice management (organisational skill).
- perform the tasks and exercise the skills of a solicitor in a manner which complies with the rules of professional responsibility and those relating to solicitor's accounting.

Course Assessment

Instruction is provided in ten separate subject areas and students are assessed separately in each of them. The subject areas are:

Property/Commercial:	Real Estate Commercial Practice Wills and Probate
Litigation:	Advocacy and Criminal Law Civil Litigation Commercial Litigation Family Practice
Legal Practice:	Accounting Professional Responsibility Professional Skills

Assessment takes a number of forms to ensure attainment of a satisfactory level of competence in the procedures (coupled with understanding), skills and attitudes necessary for entry to legal practice as a solicitor. Performance is assessed through exercises, current matters, practice courts, books of account, group meetings, tests conducted under examination conditions, other programs activities (attendance and participation), and assessment and discussion sessions to check understanding. Satisfactory performance in all elements of the course is required.

Full-Time Course

The full-time course is completed by undertaking two consecutive segments as follows:

Litigation followed by Property/Commercial or Property/Commercial followed by Litigation.

Half the students in the course follow the first sequence and half the second sequence. Each segment is approximately 12 weeks long. The mid-course break occurs at the end of the first segment. The two segments reflect the nature of the tasks students will learn in them.

In addition throughout the course students will be learning and practising in a structured program a number of lawyer skills which are integrated in each of the course programs for litigation and property/commercial.

Attendance

The full-time course has been designed on the basis that it requires daily attendance to complete it (in some cases work outside hours may also be necessary), and that students will be fully involved in a variety of activities, such as the conduct of current matters, group meetings, individual discussions with instructors, practice courts, and other course activities which require attendance in order to be undertaken successfully.

It is a requirement of the course that every student engages in the course full-time. The hours of the course are 9 am to 5 pm. As well as compulsory sessions, a period each day, of at least five hours' duration, is designated as a "core period" during which attendance is required. Some lectures are timetabled to commence after 3 pm and it is a requirement that all students attend.

The course is an integrated, intensive and concentrated program involving learning by active participation, group discussions, lectures and continuous supervision and assessment. The benefits of the program will be lost without regular attendance. Students will need to organise their time and work in order to keep up with the program.

A large number of visitors attend the College during each course to participate in various sessions, largely on a voluntary basis. These sessions are essential to the course and may cover areas not otherwise dealt with in the program and so are compulsory. It is also in the students' interest to attend and benefit from this valuable instruction.

Time off for holidays, honeymoons, army camps, conferences, work commitments etc. cannot be granted, nor will permission to start late be granted.

Students cannot engage in employment or study which requires them to be absent for any of the course time.

Failure to comply with attendance requirements may place a student at risk to be refused permission to be considered for final assessment in accordance with Rule 2.5.1 of the Student Rules of the University of Technology, Sydney.

Cooperative Course

The Cooperative Course consists of three in-phases of full-time study. The first is approximately six weeks; the second and third are approximately four weeks each. The three full-time in-phases are spaced six months apart, throughout which time the students must be engaged in legal or law-related work. The maximum time allowed for completion of the cooperative course is two years and four months. The minimum time is generally 16 months.

In addition, some external coursework is required – generally a project related to an aspect of legal practice. The aim is to improve the student's capacity to apply material learned in the course and to introduce students to new areas of practice.

Seminars are also provided to review progress, share experiences, deal specially with certain topics and generally maintain momentum between the full-time sessions.

Employers' Obligations

Because cooperative education is a three-way relationship between institution, employer and student, the course has been designed so that, in order to be effective, significant contributions to the student's learning must be made by all three. To that end, it is expected that employers will, over the period of the course of study review student's work completed during each in-phase; participate in, and/or provide support for, curriculum activities, assessment and review; and ensure that students are freed to give full-time attention to programs, work and participation in all in-phase activities.

Attendance at Sessions of Full-Time Study

Because periods of attendance at the College are designed to require student participation on a full-time basis, students should ensure they have no work or personal commitments during these sessions. Employer acceptance of and cooperation with, this requirement is expected.

Course Structure and Content

The structure and content areas covered are basically the same as for the full-time course. However, the design, programming and implementation of the course differ significantly to the full-time course. Nevertheless the aim is that by the end of the course students are not less well equipped than those who have undertaken the full time course and, in addition, have at least 12 months of practical experience behind them.

Major areas of legal work completed in the cooperative course cover commercial, property, litigation, constitutional and administrative law and equity and probate fields.

Exemption from Attendance

Students are advised that it is possible under the Solicitors Admission Rules to be granted exemption from the College of Law Course where it can be demonstrated that a student has substantial practical legal experience in New South Wales legal offices.

Exemptions must be based on special circumstances which include alternative practical legal training of a quality, duration and substance which can be conclusively demonstrated as providing mastery of tasks, understanding and acquisition of skills to the same degree as might be acquired by a student satisfactorily completing the practical legal training course of the New South Wales College of Law.

Guidelines are available from the Law Society of New South Wales.

Additional Details

Further information about the College and enrolment procedures are available from the College, telephone 965 7000.

CENTRES WITHIN THE FACULTY

INTERNATIONAL AND COMMERCIAL LAW CENTRE

Objectives

The International and Commercial Law Centre emanates from the Faculty of Law and Legal Practice, University of Technology, Sydney, and maintains close links with the legal profession, the commercial community generally and with the wider international arena. The idea for the Centre evolved from views in the faculty that there is a role to be filled in assisting, in even a small way, in integrating Australia into the wider Pacific Rim and European regions. In particular, it is felt that a Centre such as that which has evolved can facilitate the dissemination of knowledge about commercial law and foreign legal systems. These objectives will go some way to establishing Sydney as a major international and commercial centre.

The Centre's activities promote the internationalisation of our legal profession, and should ultimately have an impact in creating closer relations with Australia's trading partners. The Centre exports legal knowledge which will help raise Australia's profile in the immediate area and worldwide, and will also perform the much-needed function in Sydney of facilitating the collection and dissemination of knowledge concerning rapidly evolving commercial law areas such as banking and financial law, international taxation, and corporate securities and regulation, which have increasing international implications.

Advisory Board

The Centre is advised by an Advisory Board of eminent lawyers from the private profession, government, and the business community. The Centre's Patron is Sir Laurence Street, AC KCMG. The Chairman of the Advisory Board is Mr Ian Hutchinson, Freehill Hollingdale and Page. The Advisory Board members are:

Mr Peter Banki, Phillips Fox
 Mr Frank Hooke, Baker and McKenzie
 Mr Stan Howard, Mallesons Stephen Jaques
 Mr Hugh Jamieson, Allen Allen and Hemsley
 Mr Paul Mazoudier, Minter Ellison
 Mr Alan Rose, Secretary, Commonwealth Attorney General's Department
 Dr Dominique de Stoop, Assistant Secretary, Department of Trade and Foreign Affairs

Mr Laurie Glanfield, NSW Attorney General's
Department
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Weston Foods Ltd
Professor Gus Guthrie, Vice-Chancellor, UTS
Professor David Flint, Dean, Faculty of Law
and Legal Practice, UTS
Dr Rowena Daw, Faculty of Law and Legal
Practice, UTS

The Director of the Centre is Associate Professor Dr
Katrin Cutbush-Sabine.

Activities

The Centre publishes the *Australian International Law News* and *Lawasia*, and provides on-going support to postgraduate programs (LLM and SJD) within the Faculty of Law and Legal Practice. The Centre also provides a postgraduate legal education program for lawyers from civil law jurisdictions. The Centre is currently engaged in a joint venture with the Insearch Language Centre, UTS, to provide a postgraduate course for lawyers and businessmen on Japanese commercial law, business culture and language.

The Centre also sponsors seminars on topical legal issues. Information on forthcoming seminars is available from Anne Maree Payne, telephone: (02) 330 3427, fax (02) 330 3421.

Sponsorship

The ICLC is sponsored by the Faculty of Law and Legal Practice of the University of Technology, Sydney, and by corporate sponsorship. Current sponsors of Centre activities include:

Freehill Hollingdale and Page, Solicitors
The Australia – Indonesia Institute
The Australia – China Council
Willis Faber Johnston and Higgins Limited
United Airlines.

Major sponsorship opportunities are available in connection with the Centre's activities, including sponsorship of specific seminars, workshops, international forums or course programs. These activities attract a high profile audience and represent valuable sponsorship vehicles.

As a commercially aware organisation, the Centre welcomes sponsorship enquiries from interested parties. Sponsorship enquiries should be directed to the Director of the Centre, Associate Professor Dr Katrin Cutbush-Sabine, tel (02) 330 3442 or (02) 330 3444.

CENTRE FOR DISPUTE RESOLUTION

It is anticipated that a Centre for Dispute Resolution will be established within the faculty during 1993.

FACULTY BOARD IN LAW AND LEGAL PRACTICE

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Faculty Administrator

E G Marsh, BA (Open)

Secretary to the Dean

G Dwyer

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Head of School

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J M Housego, BA, LLB (Syd), LHB (NE), Solicitor
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Barrister & Solicitor of the ACT

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S Murphy, BA (Hons), MComm, LLB (Hons)

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LL.M (Syd), Attorney-at-Law, Philippines

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and Solicitor of the Supreme Court of Victoria

J Goldring, BA, LLB (Syd), LL.M (Col), Solicitor of
the Supreme Court of NSW

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PRINCIPAL DATES FOR 1993

AUTUMN SEMESTER

JANUARY

- 11 Release of HSC results
- 11 School of Legal Practice enrolment day at St Leonards
- 18 Closing date for changes of preference to the Universities Admissions Centre (UAC) from 1992
NSW HSC applicants (by 4.30 pm)
- 21-29 Enrolment of students at City campus
- 26 Australia Day
- 29 Public School Holidays end

FEBRUARY

- 1 - 26 Enrolment of students at City campus
- 3 - 5 Enrolment of new undergraduate students at City campus - includes UAC and direct applicants
- 4 - 5 Enrolment of all Faculty of Nursing students at Kuring-gai campus
- 10 - 11 Enrolment of all School of Teacher Education students at Kuring-gai campus
- 22 Enrolment of School of Biological and Biomedical Science students at St Leonards campus

MARCH

- 1 Classes begin
- 12 Last day to enrol in a course or add subjects
- 12 Last day to change to upfront HECS payment
- 26 Last day to apply for leave of absence without incurring financial penalty
- 31 HECS Census Date

APRIL

- 8 Last day to drop a subject without academic penalty*
- 8 Last day to withdraw from a course without academic penalty*
- 9 Public School Holidays begin
- 9 Good Friday
- 12 Easter Monday
- 13 Graduation period begins
- 13 - 16 Vice-Chancellors' Week (non-teaching)
- 16 Public School Holidays end
- 25 Anzac Day
- 30 Graduation period ends
- 30 Last day to apply to graduate in Spring 1993

MAY

- 28 Closing date for undergraduate applications for Spring semester

JUNE

- 14 Formal examination period begins
- 28 Public School Holidays begin

SPRING SEMESTER

JULY

- 2 Formal examination period ends
- 5 School of Legal Practice enrolment day at St Leonards campus
- 5 - 9 Vice-Chancellors' Week (non-teaching)
- 9 Public School Holidays end
- 21 Release of Autumn Semester examination results
- 26 - 30 Confirmation of Spring programs
- 27 - 28 Enrolment of new students

AUGUST

- 2 Classes begin
- 5 Last day to withdraw from full year subjects without failure*
- 13 Last day to enrol in a course or add subjects
- 13 Last day to change to upfront HECS payment
- 27 Last day to apply for leave of absence
- 31 HECS Census Date
- 31 Last day to apply to graduate in Autumn 1994

SEPTEMBER

- 10 Last day to drop a subject without academic penalty*
- 10 Last day to withdraw from a course without academic penalty*
- 27 Public School Holidays begin
- 27 Vice-Chancellors' Week (non-teaching) begins
- 27 Graduation period begins
- 27-29 Conference on Cultural Diversity
- 30 Closing date for undergraduate applications via UAC (without late fee)
- 30 Closing date for inpUTS Special Admission Scheme applications
- 30 Closing date for postgraduate applications - to be confirmed

OCTOBER

- 1 Vice-Chancellors' Week (non-teaching) ends
- 1 Graduation period ends
- 8 Public School Holidays end
- 29 Closing date for postgraduate research and course award applications
- 29 Closing date for undergraduate applications via UAC (with late fee)
- 29 Closing date for undergraduate applications direct to UTS (without late fee)

NOVEMBER

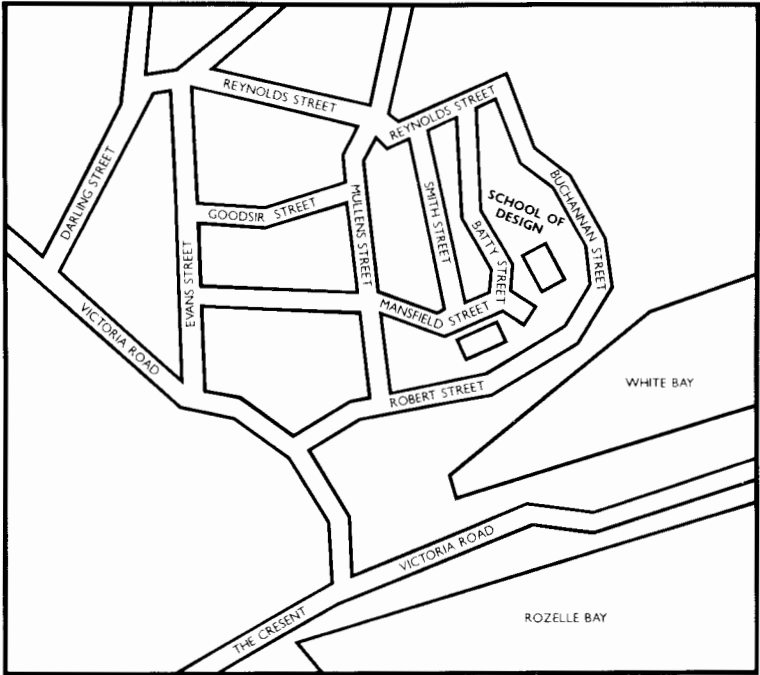
- 15 Formal examinations begin

DECEMBER

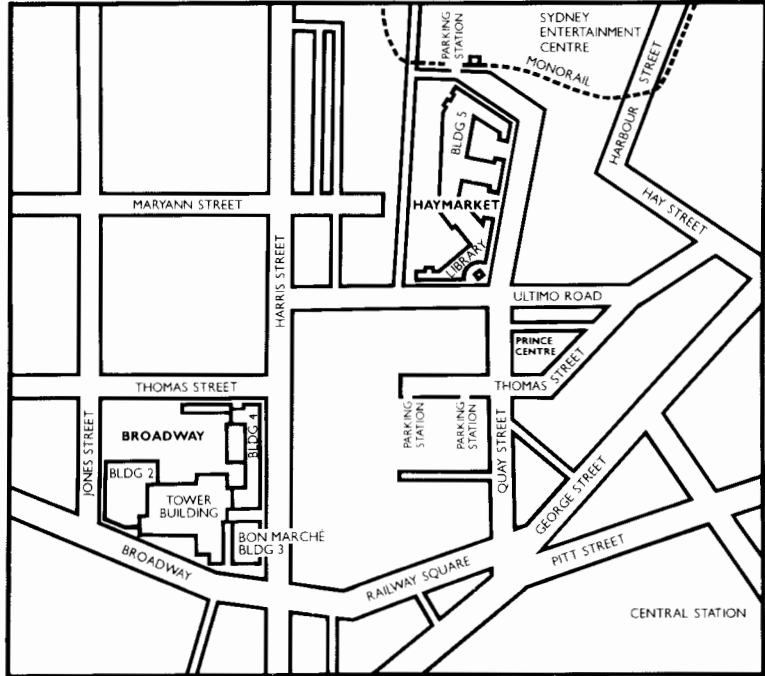
- 3 Formal examinations end
- 20 Public School Holidays begin
- 24 Release of Spring Semester examination results

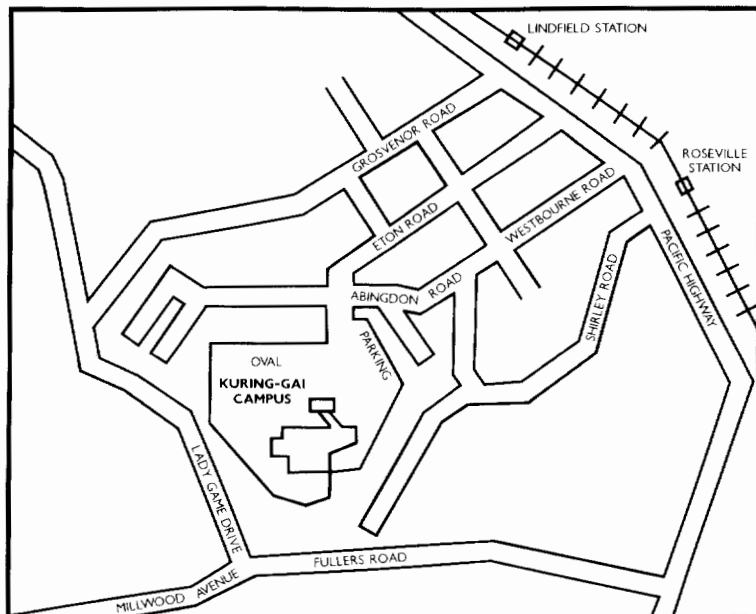
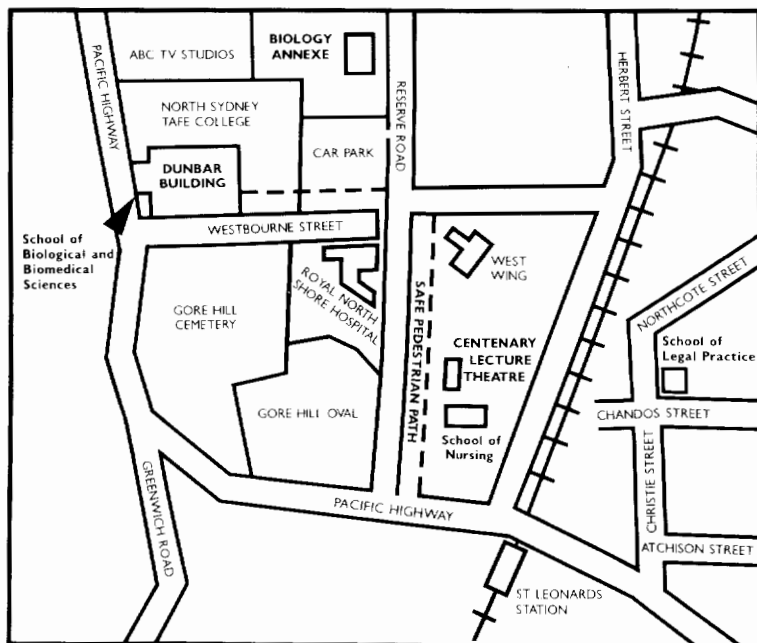
** HECS or Postgraduate Course Fees still apply after the HECS Census date.*

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